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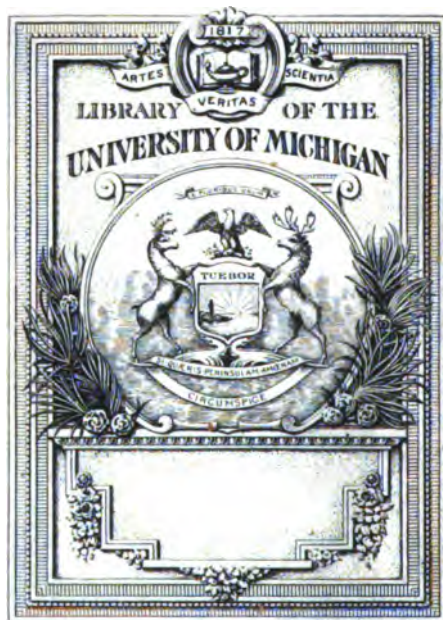
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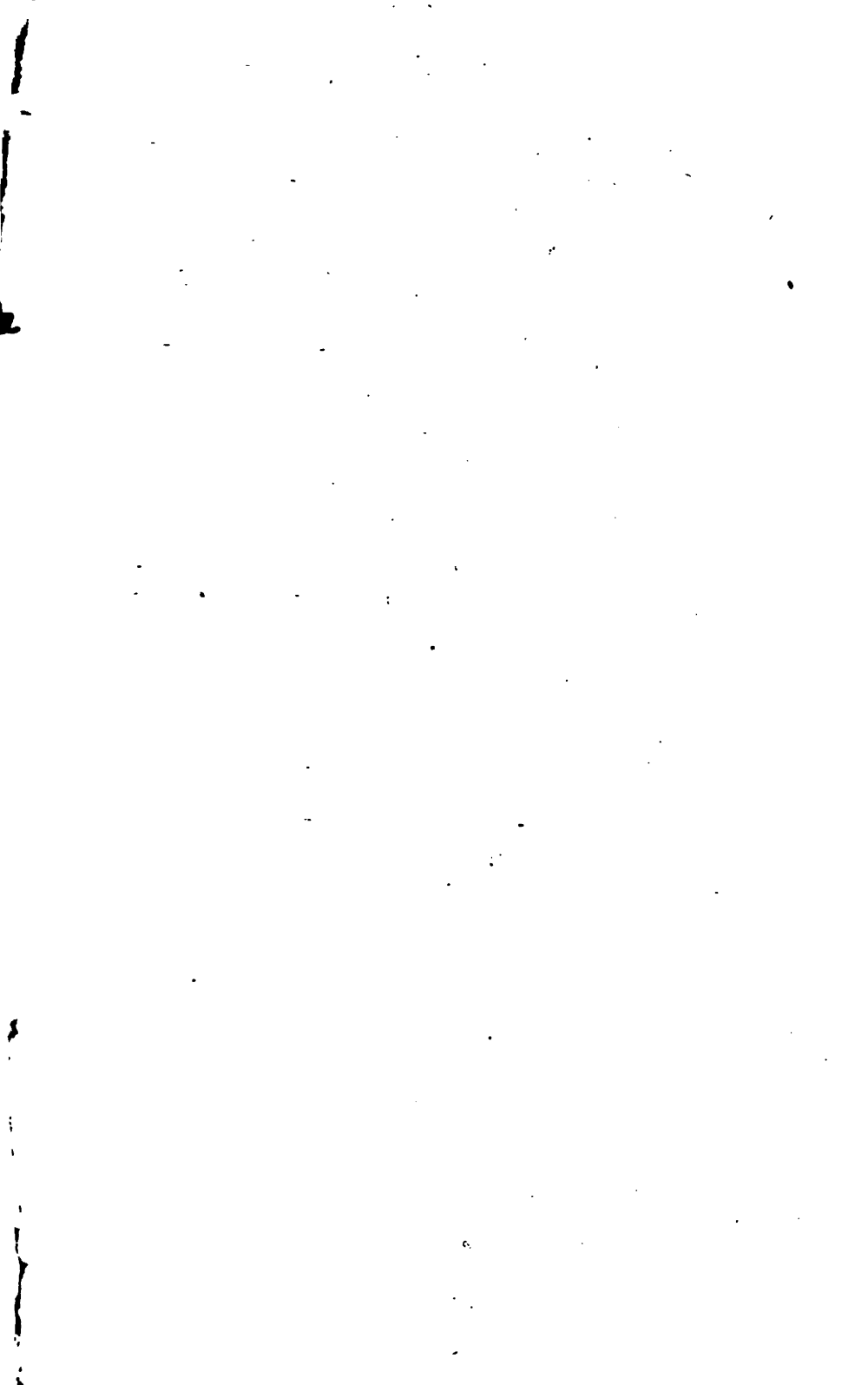
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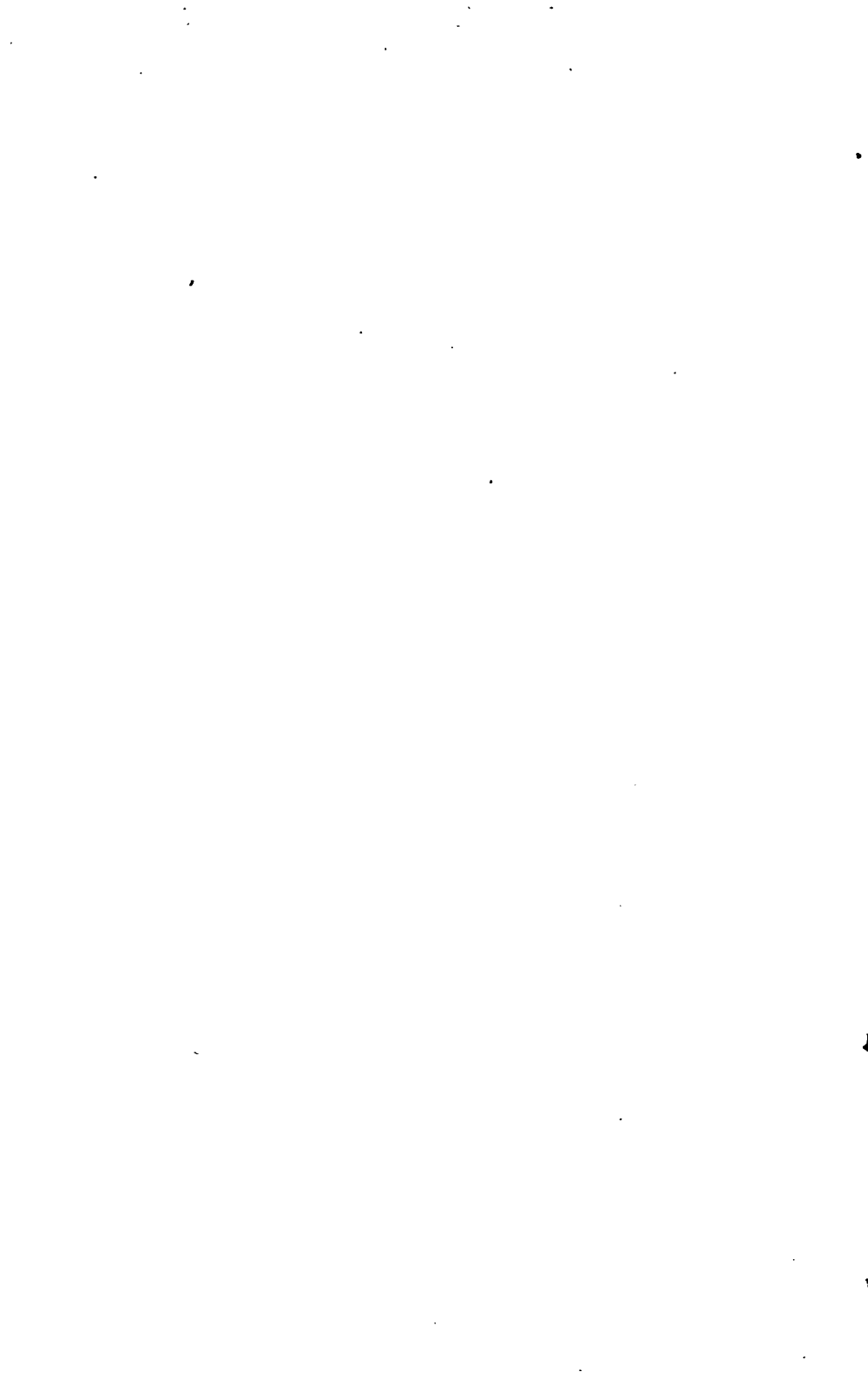
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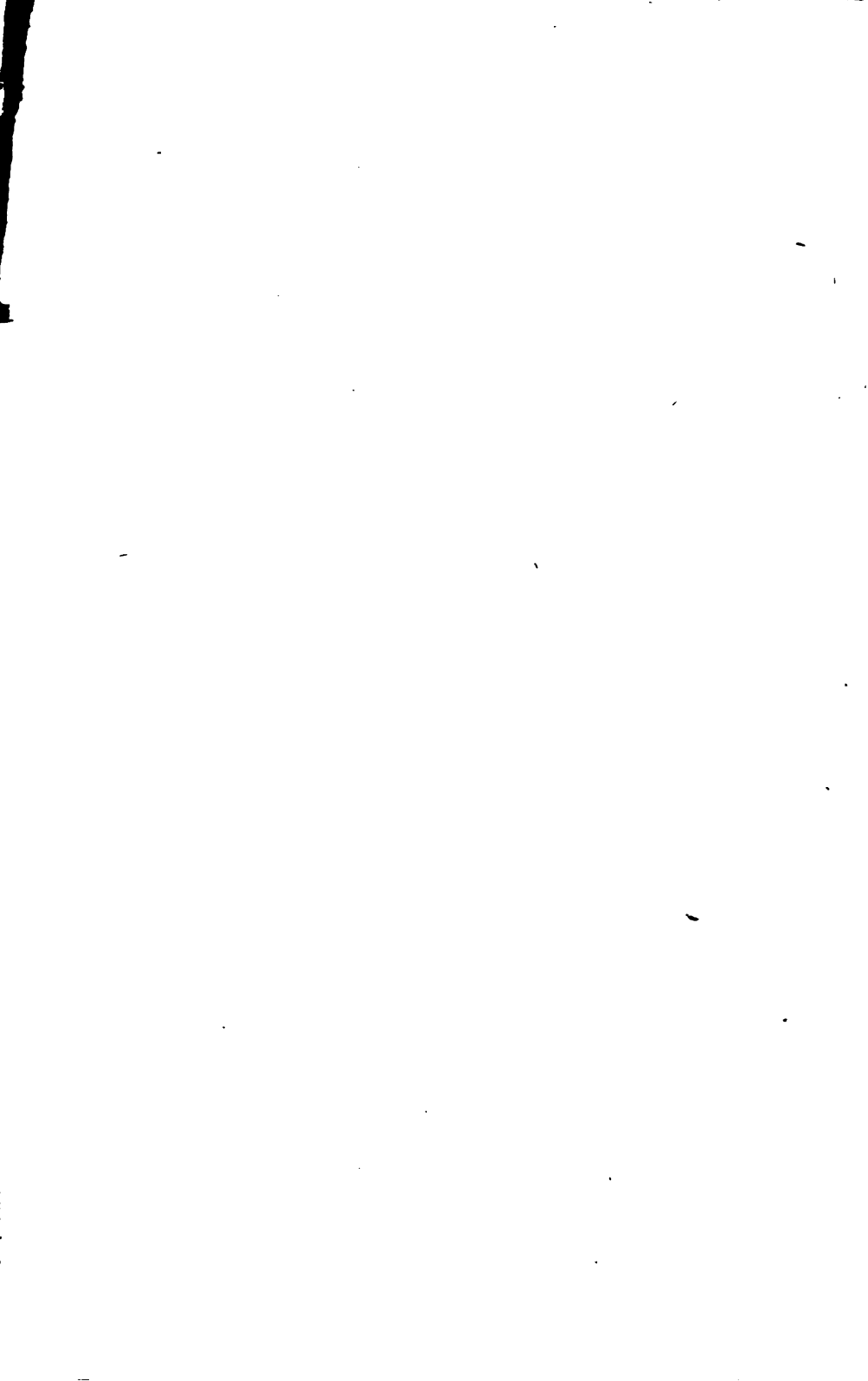
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JOURNAL
OF
THE SENATE

OF THE
TWENTY-SEVENTH GENERAL ASSEMBLY

OF THE
STATE OF ILLINOIS,
AT THE ADJOURNED REGULAR SESSION, BEGUN AND HELD AT
SPRINGFIELD,
NOVEMBER 15, 1871.

2

SPRINGFIELD:
ILLINOIS JOURNAL PRINTING OFFICE.
1872.



JOURNAL OF THE SENATE.

WEDNESDAY, NOVEMBER 15, 1871.

Senate met, pursuant to adjournment of the 17th day of April, 1871, at 12 o'clock M.

Lieutenant-Governor Dougherty in the chair.

Prayer by Rev. Dr. Hale.

The journal of April 17, 1871, was read by the Secretary and approved.

The President then presented the following resignation of O. B. Knickerbocker, Second Assistant Secretary of the Senate:

HON. JOHN DOUGHERTY, *President of the Senate* :

SIR : On account of business engagements, I am compelled to offer to you this my resignation of the office of Second Assistant Secretary of the Senate of the State of Illinois.

Respectfully,

O. B. KNICKERBOCKER.

On motion of Mr. Eddy,
Mr. Knickerbocker's resignation was accepted.

On motion of Mr. Little,
A call of the Senate was ordered, when

The following Senators (28) answered to their names :

Messrs. Alexander,
Bangs,
Boyd,
Bush,
Dore,
Early,
Eddy,
Flagg,

Messrs. Fuller,
Harlan,
Little,
Marsh,
Nicholson,
Pierce,
Senter,
Solomon,

Messrs. Starnes,
Underwood,
Voris,
Washburn,
Whiting,
Williams,
Woodard.

Mr. Washburn asked leave of absence for Mr. Crawford until Monday next ; which was granted.

Mr. Dore asked leave of absence for Mr. Jewett until Monday next ; which was granted.

Mr. Williams asked leave of absence for Mr. Richardson, on account of sickness ; which was granted.

At 12:28 o'clock P. M.,

On motion of Mr. Fuller,

The Senate adjourned until 4 o'clock P. M.

FOUR O'CLOCK P. M.

Senate met, pursuant to adjournment.

Mr. Dore presented the credentials of Artemas Carter, elected to fill the vacancy occasioned by the resignation of John L. Beveridge.

John A. McClernand, Judge of the Sangamon Circuit Court, then administered the oath of office to Artemas Carter, Senator elect from the twenty-fifth district.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate a special message. The documents referred to will be laid before the Senate as soon as they can be printed.

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILL., November 15, 1871.

Gentlemen of the Senate and House of Representatives :

It affords grounds for sincere congratulation that the Twenty-seventh General Assembly, on meeting the fourth time for the transaction of legislative business, finds the country quiet, and that no question will be likely to distract the attention of the representatives of the people from the great duty of revising and improving the laws.

Ordinarily I would not feel it to be my duty to transmit to that department a formal message, upon the mere resumption of business, after an adjournment by its own action for its own convenience; but there are certain special matters that it is my duty to present to the General Assembly, and others that have arisen since the special session of the 13th of October, 1871.

I have to lay before the General Assembly the report of the Trustees appointed to complete the Southern Illinois Normal University building, at Carbondale, and the Insane Hospital structure, at Anna. These reports have been examined carefully by the Board of Public Charities, and also the estimates of the Trustees carefully revised by that intelligent and indefatigable Board.

It is my duty to inform the General Assembly that I have received from the Trustees one hundred thousand dollars of the bonds of the city of Carbondale, surrendered by the administrators of James M. Campbell, deceased, under the provisions of the act of April 15, 1871. These bonds are deposited with the State Treasurer, and are the legal property of the State. I have to suggest that some legislation will be necessary to authorize their cancellation, or surrender to the city authorities. I have not supposed it to be probable that the General Assembly would require the city of Carbondale to pay the whole or any part of these bonds. They were given in accordance with the mischievous policy of offering the location of the State Institutions to the highest bidder, whereby cities and towns, excited by rivalries and pleased with anticipated and fanciful advantages, are tempted to burden themselves enormously, to discharge duties that properly devolve

upon the whole State. Carbondale is a small city of, perhaps, twenty-five hundred inhabitants, and is indebted largely otherwise on account of the effort to secure the location of the University, and cannot, without great embarrassment, pay the whole or any part of the amount of these bonds. It is due to the people of the city to say that the majority of them are earnestly exerting themselves to meet their engagements, but at the same time eagerly desire relief.

The report of the Board of Public Charities is also submitted herewith, and I feel no hesitation in commending it to the General Assembly.

I submit to the General Assembly certain papers forwarded to me by the authorities of the United States, in relation to the cession of the jurisdiction of the State over certain cemeteries that contain the remains of soldiers of the late war. These patriotic men were, at the time of their death, engaged in the service of the Republic, and it is eminently proper that their honored remains should be committed to the nation's care. A brief act will be sufficient to transfer the care of the soil in which they repose to the jurisdiction of the government of the United States.

I also submit a communication from the Secretary of the Treasury, requesting the passage of a law by which the United States, by proceedings in the State courts, can condemn and appropriate lands required for public buildings. Such a law would, in my judgment, be free from objections, and the necessity for new and ample buildings for the use of the United States, in Chicago, suggests the passage of such a law without delay.

Immediately after the act providing for the appointment of railroad and warehouse commissioners took effect, I selected and appointed Hon. Gustavus Körner, of St. Clair county, Richard P. Morgan, Jr., Esq., of McLean county, and David S. Hammond, Esq., of Cook county. In my selection of these gentlemen I was influenced by a desire to combine in the board the requisite experience drawn from different pursuits and from different parts of the State. As soon as notified of their respective appointments, they assembled and organized as required by law, and will, no doubt, by the first of December next—the time fixed in the law—submit a report that will afford much valuable information upon the interesting subjects confided to their care. It is my duty to inform the General Assembly that the board are hardly provided with sufficient means to enforce this law. The State's Attorneys, who are the principal legal agents upon whom the board must rely, will cease to exist after the terms of those now in office expire, and the enforcement of the laws will be confided to county attorneys. The law, in this respect and also in others, will no doubt require amendments to make it realize public expectations.

I also have the honor to submit to the General Assembly, and through that department to the people of the State, a series of papers that present the leading facts of transactions that are without an example in the history of this or any other of the States.

On the 1. th day of October, 1871, Lieutenant-General Philip H. Sheridan, of the United States Army, whose Head Quarters, as Commander of the Military Division of the Missouri, were in Chicago,

under authority that he claims was conferred upon him by the proclamation of the mayor of that city, ordered several companies of the regular army of the United States into Chicago, and, as Lieutenant-General, issued to Frank T. Sherman, a private citizen of this State, the following order :

HEAD QUARTERS MILITARY DIVISION OF THE MISSOURI,
CHICAGO, ILL., October 11, 1871.

GEN. F. T. SHERMAN:

DEAR SIR—With the approbation of the Mayor of this city, Lieutenant-General Sheridan directs that you organize a regiment of infantry, to consist of ten (10) companies; each company to consist of one (1) Captain, one (1) First and one (1) Second Lieutenant, and sixty (60) enlisted men, to serve as guards for the protection of the remaining portion of the city of Chicago, for the period of twenty (20) days.

Very respectfully, your obedient servant,

JAMES B. FRY,
Assistant Adjutant-General.

The regiment was partly composed of companies of the State militia ordered by Lieutenant-General Sheridan or some of his subordinates to report to him or them, and of recruits enlisted under their authority. An extract from the order of Lieutenant-General Sheridan, mustering these troops out of service, will show its organization :

HEAD QUARTERS MILITARY DIVISION OF THE MISSOURI,
CHICAGO, ILL., October 24, 1871.

GENERAL ORDERS, No. 5.

The First Regiment Chicago Volunteers, raised with the approbation of the Mayor, and in pursuance of orders dated October 11, 1871, from these Headquarters, is hereby honorably mustered out of service and discharged.

This regiment was constituted as follows: Col. Frank T. Sherman, First Chicago Volunteers, commanding.

Major C. H. Dyer, Adjutant.

Major Charles T. Scammon, Aide-de-Camp.

Lieut. Colonel H. Osterman, First Regiment National Guards, Illinois State Militia.

Major G. A. Bender, First Regiment National Guards, Illinois State Militia.

Captain Fischer's Company (A), First Regiment National Guards, Illinois State Militia.

Captain Pasch's Company (D), First Regiment National Guards, Illinois State Militia.

Captain Cronas' Company (G), First Regiment National Guards, Illinois State Militia.

Captain Paul's Company (H), First Regiment National Guards, Illinois State Militia.

Captain Kelter's Company (I), First Regiment National Guards, Illinois State Militia.

Captain Rogers' Company (B), First Chicago Volunteers, Lieutenant Adams commanding.

Captain Merrill's Company (C), First Chicago Volunteers.

Captain Baker's Company (K), First Chicago Volunteers, recruited by Capt. Whittlesey.

Captain Colson's Company, University Cadets.

Captain Croley's Company, Montgomery Light Guards.

Captain McCarthy's Company, Mulligan Zouaves.

Captain Ryan's Company, Sheridan Guards.

Captain Sulter's Company, Chicago Cadets.

Captain Williams' Company, Hannibal Zouaves.

The Norwegian Battalion of National Guards, Major Alstrup commanding, Ole Bendixen, Adjutant.

Captain Paulsen's Company, (A).

Captain Eck's Company, (B).

Captain Johnson's Company, (C).

Captain Beutzen's Company, (D).

The form of the oath that has been furnished to me as that taken by some of the volunteers, is as follows :

"We, the undersigned, do severally swear that we will bear true faith and allegiance to the United States of America, and that we will honestly and faithfully obey the orders of the officers appointed over us; and that we will use our best efforts for the protection of property, and the preservation of order in the city of Chicago, for the period of twenty days."

Supported by this force, Lieutenant-General Sheridan proceeded to establish military rule throughout the city. His guards were established and his sentinels posted on the public streets, with orders from him or from some of his subordinates to arrest citizens who might, in the judgment of such guards and sentinels, be suspicious persons, and to fire upon and wound any person who should refuse to obey their commands; and one citizen of the city who was quietly passing along one of the streets, was ordered by a sentinel to halt, and upon his refusal to obey, was shot and mortally wounded.

It was not thought by Mayor Mason or Lieutenant-General Sheridan to be necessary or proper to consult with or even inform me of their purpose to transfer the duty of protecting the lives and property of the people of Chicago, or the substantial government of the city, to the military forces of the United States, although I was in telegraphic communication with the Mayor, as will appear by several dispatches that will be hereafter mentioned, nor did either of them, when we met, on the 12th day of October, and discussed the affairs of the city at some length, inform me that they had determined that the government of the State was no longer equal to its duties, or that the Mayor had determined, as he has elsewhere said, to avail himself of the strong arm of the military power of the United States. Whether they supposed that to be a matter in which neither I nor the Legislature of the State, which was convened to meet on the next day to legislate for Chicago, had the least concern, or that the assent of the Legislature and the Governor might be safely presumed, I am not prepared to say, but they left me to make the discovery as others did, so that I received no information of the existence of the proclamation of the Mayor, or of Lieutenant-General Sheridan's construction of his powers under it, until the 17th of October, and only heard of the regiment raised under the orders of Lieutenant-General Sheridan at a later day, and from an application, by a person who claimed to command one of its companies, to be supplied with arms.

It may easily be imagined that the information of these extraordinary acts of the Mayor and Lieutenant General Sheridan, filled me with surprise, for I was conscious that I had put forth every effort and employed all my official powers to aid the people of Chicago, and to preserve the peace and tranquility of the city. On Monday, the 9th day of October, at noon, when I understood the fire to be still raging (and anticipating the probable necessity of official action, that could best be done at the capital), I had despatched Gen. E. B. Harlan, my Secretary, (in whose energy and prudence I have the highest confidence) to Chicago, with instructions to report to the Mayor, and inform him that all the resources of the State, that were subject to my legal control, were at his service for the aid and protection of the people.

Gen. Harlan has informed me that he reached Chicago on the evening of the same day, at about ten o'clock, and without delay visited the office of the Mayor, who was reported to him to have retired to his home; that early on Tuesday, the 10th, he delivered his message, and, acting in the spirit of his instructions, at once drew upon me for \$5,000, to be applied to the relief of the sufferers, and that he remained in the city during the day to watch the course of events, and

apprise me of any occurrence that might require my official or personal action.

I had, myself, immediately after the departure of Gen. Harlan, for Chicago, forwarded the following dispatch to the Mayor:

SPRINGFIELD, October 9, 1871.

To COL. R. B. MASON, *Mayor of Chicago*:

Shall I send food for your people? Answer. Tell me what I can do.

JOHN M. PALMER.

At 2:40 o'clock I received from him the following answer:

CHICAGO, October 9, 1871.

To JOHN M. PALMER:

We want bread, cheese, and cooked provisions; also, tents for the houseless.

R. B. MASON, *Mayor*.

I then, at once, caused 2,000 hand-bills to be circulated throughout this city, calling for contributions for Chicago; and from purchases made by me, and the contributions of the people, I was enabled, at eight o'clock, to telegraph the Mayor:

SPRINGFIELD, October 9, 1871.

To R. B. MASON, *Mayor of Chicago*:

Three car loads leave here at ten o'clock. Others follow to-morrow. Do you need potatoes, flour, etc.? or can you buy better there, if money is sent?

JOHN M. PALMER.

On the morning of the 10th of October, finding that telegraphic communication with Chicago was suspended, and having no report from the Secretary, I drew the sum of \$2,000 from the Treasury of the State, and forwarded it to Mayor Mason, by Rev. Fred H. Wines, Secretary of the Board of Public Charities.

At twenty minutes past one o'clock of the same day, I received the following dispatch from Gen. A. Stager:

CHICAGO, October 10, 1871.

To GOVERNOR PALMER:

The fire spent its fury in all directions yesterday afternoon, after completely destroying all the business part of the city on the south side, north of Harrison street. Everything gone on the north side from the river and lake to Lincoln Park. Gas and Water Works stopped. Great consternation and anxiety exists on account of the presence of roughs and thieves, who are plundering in all directions. Two incendiaries shot last night while in the act of firing buildings in south part of city. Strong southerly wind has prevailed since Saturday night—at times blowing a gale. A little rain fell last night. The Mayor is now organizing a patrol. The poor and houseless are suffering.

A. STAGER.

And, understanding that he was officially connected with the telegraph lines, and would certainly receive my dispatch, I immediately answered him:

SPRINGFIELD, October 10, 1871.

To GEN. A. STAGER, Chicago, Illa.:

Please inform the Mayor that if the presence of organized forces is necessary for the preservation of property and order, I will at once send two or three well organized companies into Chicago. Thanks for your dispatch.

JOHN M. PALMER.

And at half-past four o'clock he replied:

CHICAGO, October 10, 1871.

To GOVERNOR PALMER:

The Mayor requests me to say to the Governor to send men immediately by special train, to report directly to the Mayor, at three hundred and sixty-five (365), Michigan Avenue.

ANSON STAGER.

On the receipt of the last dispatch from General Stager, I directed the Adjutant-General (Col. H. Dilger) to issue the telegraphic orders to officers of organized militia that are appended to his report, marked 1, 2, 3, 4. I at once prepared and issued the call for a special session of the General Assembly, to meet on the 13th of October, and telegraphed the call to the members of both Houses, and also addressed a letter to the Mayor of Chicago, in the following words :

COL. R. B. MASON:

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT,
SPRINGFIELD, October 10, 1871.

DEAR SIR—Col. H. Dilger, Adjutant-General, will leave here this evening with one company of militia and one thousand muskets. He will also, after reporting to you, organize for the preservation of order in your city.

Col. Dilger is an old soldier; has served under my eye, on the field, and will preserve order at all hazards. He has orders to enforce law, and has muskets enough to do it effectually.

Respectfully,

JOHN M. PALMER.

At 6:10 P. M., I received a dispatch from the Mayor, as follows :

CHICAGO, October 10, 1871.

TO HON. J. M. PALMER:

Can you send us, at once, one thousand muskets, with ammunition?

R. B. MASON.

The Adjutant-General left Springfield at nine o'clock P. M., and reached Chicago, as he reports, at four o'clock on the morning of Wednesday, the 11th of October, with about 200 well armed men and 250 muskets, and had one thousand additional muskets, with ammunition boxed, to be sent after him immediately; and as early as six o'clock he called upon the Mayor, and, at his request, within a few minutes afterwards, reported to Lieutenant-General Sheridan; and as other troops had, in the meantime, arrived, at eight o'clock he had 815 men on duty, and by four o'clock in the afternoon he had 516 men, well organized, under the command of skillful and prudent officers, and one battery of four guns, ready to enforce the laws, or to suppress disorder; and he could, within a few hours, have easily increased his force to two thousand, if necessary.

I commend the report of the Adjutant-General to the attention of the General Assembly, and take occasion to express my thanks to the officers and men who so promptly reported at Chicago.

During the 10th I also continued to exert myself to procure supplies for the destitute, and was enabled to address to the Mayor the following additional dispatch :

SPRINGFIELD, October 10, 1871.

TO R. B. MASON, Mayor of Chicago:

Two car loads of bread, crackers, cheese and cooked meats, left here for your sufferers, last night. Two car loads of potatoes, and one of bread and meat, cooked, will leave this morning.

JOHN M. PALMER.

On the 11th day of October, anxious for a class that is too often forgotten in times of excitement and confusion, I addressed to the Hon. Elmer Baldwin, Chairman of the Board of State Charities, the following dispatch :

SPRINGFIELD, October 11, 1871.

TO HON. ELMER BALDWIN, Ottawa, Ill., Chairman Board of Charities:

Had you not better go to Chicago and see that the ordinary objects of charity are not forgotten? Mr. Wine is there. Report the results of your visit.

JOHN M. PALMER.

At ten o'clock in the forenoon of the same day, I received the following dispatch from the Adjutant-General:

CHICAGO, October 11, 1871.

To Gov JOHN M. PALMER:

The rumors received yesterday were exaggerated. The Mayor did not know about the dispatches for troops. Referred me to Gen. Sheridan, who desires me to march the men through town for the moral effect. He has 700 U. S. troops here. I am waiting for your orders at Chicago and Alton depot. No more arms needed.

H. DILGER.

I was delighted at the information it furnished me, and at once addressed to Lieut. Gen. Sheridan the following dispatch:

SPRINGFIELD, October 11, 1871,

LIEUT. GEN. P. H. SHERIDAN, *Chicago, Ill.*:

Please inform me of the number of troops ordered into Chicago, by you, on account of the fire, and that are now on duty in the city. Thanks for your promptness.

JOHN M. PALMER.

Proud of the people who had suffered so much and behaved so nobly, and anxious to relieve them of the presence of even citizen-soldiery, I ordered the 1000 muskets, that were still in the depot at this place, to be returned to the arsenal, and transmitted to Colonel Dilger the following directions:

SPRINGFIELD, October 11, 1871.

To COL. H. DILGER, *Chicago, Ill.*:

If your services are not required, return as soon as you can.

JOHN M. PALMER.

I think it proper, at this point, that I should say that I do not believe that there has been, at any time, the least necessity for the employment of military forces in Chicago. During the night of the 8th of October, and all of the 9th, while the fire still threatened to destroy the city, and on the day and night of the 10th, while the streets were filled with the homeless and hungry, the police, supported by a single battalion of State Militia, that had tendered their services to the Chief of the City Police on the 9th of October, preserved order and enforced the law. The only dangers that have, at any time, threatened the tranquility of Chicago, were the fears of a part of its inhabitants, coupled with their distrust of the authorities provided by law.

Some time during the afternoon of the 11th day of October, I received the following dispatch from Colonel Dilger:

CHICAGO, October 11, 1871.

To Gov. PALMER:

The City Council and General Sheridan desire me to say, your presence here would have a very good effect. The city is so far quiet. I take charge of the North side with our Springfield boys. They behave very well.

DILGER, *Adjutant General.*

At 9 o'clock P. M., on the same day, I received from Lieut. Gen. Sheridan the following answer to my dispatch to him:

HEADQUARTERS MILITARY DIVISION OF THE MISSOURI,
CHICAGO, October 11, 1871.

Gov. JOHN M. PALMER, *Springfield*:

Seven companies of United States troops are here or coming, and a regiment is being organized for twenty days' service, from the old soldiers in the city—which I think will be ample. Shall keep your volunteers for a day or so. Thanks for them.

P. H. SHERIDAN.

Before receiving Lient. Gen. Sheridan's answer I had determined to go in person to Chicago, and accordingly took the first train, and reached there at about 11 o'clock in the forenoon of the 12th, and called upon the Mayor.

At my interview with him he assured me that the city was quiet; and being anxious about the position as well as the comfort of the troops then in the city, under my orders, I waited upon Lient. Gen. Sheridan, and in his presence received the reports of the Adjutant-General, and of Major Beardsley, of Rock Island, in whose judgment I had great confidence, and he concurred with their statement that quiet and order prevailed throughout the city, and I left him with the expectation that the militia would at once return to their homes, and that the regular troops then in the city would be withdrawn when convenient.

Under these impressions I left Chicago at 9 o'clock P. M. of the 12th, to meet the General Assembly, that was expected to assemble on the 13th, at noon.

It is not to be denied, that if I had been jealous of my authority, or eager to find an occasion for controversy, there was enough in the dispatches of Colonel Dilger and Lient. Gen. Sheridan, to arouse my suspicions; but it did not occur to me until the 17th day of October, when I received the first distinct knowledge of the Mayor's proclamation, and Lient. Gen. Sheridan's construction of his powers, that he claimed, as a military officer of the United States army, to command the militia sent by me to the city, and the authority to enforce a military police therein. I would not have submitted to such an assumption for a moment, for it would have been a violation of my duty, as well as of my self-respect, to do so.

I knew that he was a resident of Chicago, and supposed him to be a citizen of the State, and that he was under the same social and political obligations that other citizens are. I had heard that he had ordered regular troops into Chicago during the fire, and that he, like other citizens, exerted himself to arrest the flames and maintain order; and when I learned from Col. Dilger, on the morning of the 11th of October, that the Mayor had referred him to Lient. Gen. Sheridan, and that he had very properly conferred with him as to what might be proper to be done, I still supposed he was acting as a citizen of the city and the State, and that the regiment of "old soldiers" was to be a voluntary organization of men accustomed to service, who, as citizens, were willing to give to the State a few days for the preservation of order and law.

I do not now suppose that the regiment of "old soldiers" that he referred to was that which was afterwards raised by his orders, composed mainly of State Militia and the students from Chicago University; and at our meeting on October 12th, I did not imagine that I was conferring with him as a military officer of the United States. I knew that it was my duty as Governor of the State, to afford aid to the local authorities, if necessary, and that his duties were those of a citizen, and none other. I could not, therefore, imagine that he was exercising the illegal authority he afterward asserted.

It is my impression now, derived mainly from the official report of

Lieut. Gen. Sheridan to the Adjutant-General, that he had no regular troops in Chicago until the night of the 11th of October, as he probably did not issue his orders for the movement of troops to Chicago until after the issuance of the Mayor's proclamation on that day, upon which he relies for his authority to employ them, and the least distant point from which they were drawn was, probably, Louisville or Omaha. I am also convinced that as late as the 12th of October, he ordered additional troops to Chicago to protect the banks from trouble from their depositors.

I herewith submit the official report of Lieut. Gen. Sheridan :

HEADQUARTERS MILITARY DIVISION OF THE MISSOURI,
CHICAGO, October 25, 1871.

TO THE ADJUTANT-GENERAL OF THE ARMY, *Washington, D. C.* :

SIR: The disorganized condition of affairs in this city, produced by and immediately following the late fire, induced the city authorities to ask for assistance from the military forces, as shown by the Mayor's proclamation of October 11, 1871. [Copy herewith, marked A.] To protect the public interests, intrusted to me by the Mayor's proclamation, I called to the city, companies A and K, of the 9th infantry, from Omaha; companies A H and K, of the 5th infantry, from Leavenworth; company I, 6th infantry, from Fort Scott; and accepted the kind offer of Major General Halleck, to send to me companies F, H and K, of the 4th, and company E of the 16th infantry, from Kentucky. I also, with the approbation of the Mayor, called into the service of the city of Chicago, a regiment of volunteers for twenty days. [Copy of this call inclosed herewith, marked B.] These troops, both regulars and volunteers, were actively engaged during their service here in protecting the treasure in the burnt district, guarding the unburnt district from disorders and danger by further fires, and in protecting the store-houses, depots and sub-depots of supplies, established for the relief of sufferers from the fire. These duties were terminated on the 23d inst., as shown by letters herewith [marked C, D and E:] and on the 24th inst, the regulars started to their respective stations, and the volunteers were discharged, as shown by special order No. 76, and general order No. 5, from the headquarters. [Copies herewith.] It is proper to mention that these volunteers were not taken into the service of the United States, and no orders, agreements, or promises were made, giving them any claims against the United States for services rendered.

I am, very respectfully, your obedient servant,

P. H. SHERIDAN,
Lieutenant General Commanding.

On the 17th day of October, I first learned of the existence of the Mayor's proclamation. On the 19th I addressed him the dispatch copied below :

SPRINGFIELD, October 19, 1871.

HON. R. B. MASON, *Chicago, Ill.* :

What addition to your police force is necessary to enable you to dispense with United States troops?

JOHN M. PALMER.

On the same day I received this answer :

CHICAGO, October 19, 1871.

HON. JOHN M. PALMER, *Governor of Illinois* :

I do not think any additional force will be necessary after the lapse of ten or fifteen days.

R. B. MASON, *Mayor.*

On the 20th of October I addressed him the following letter :

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT,
SPRINGFIELD, October 20, 1871.

HON. R. B. MASON, *Mayor of Chicago* :

SIR: The General Assembly has now, by ample appropriations, provided for the support of a police force in Chicago that will be adequate to the protection of persons and property in the city, and I trust no time will be lost in making all needful preparations for relieving the military force now on duty under the orders of Lieut. Gen. Sheridan.

It excited the greatest surprise and has occasioned me the profoundest mortification, that you failed to inform me, as you could easily have done by telegraph, or through my confidential secretary, who reached Chicago on the 9th of October, of the necessity, in your judgment, for the employment of military force for the protection of the city; and it has pained me quite as deeply that you should have thought it proper, without consultation with me by telegraph or otherwise, to have practically abdicated your functions as Mayor. Happily, there is no necessity, either real or imaginary, for the longer continuance of this anomalous state of things.

The United States troops are now in Chicago in violation of law. Every act of the officers and soldiers of the United States army that operates to restrain or control the people, is illegal, and their presence in the city—except for the purposes of the United States—ought to be no longer continued.

It is due to you that I should confess, that under the trying circumstances that surrounded you on the occasion of the late disaster, it was natural that you should incline to accept aid from any quarter, to enable you to afford protection to persons and property in your city; but I regret that it did not occur to you that your own powers, under the laws, were adequate to meet the emergencies, and that you were entitled, upon notice to me, to the support of the whole power of the State.

From information, that I have not been afforded an opportunity to acquire officially, I have learned that Lieut. Gen. Sheridan has rendered valuable services, for which he deserves the thanks of the people of Illinois; but it would have been more satisfactory to them if he, as a citizen, had given to you the assistance of his eminent abilities to organize the people to act, in conjunction with the civil officers, for their own protection. That course would have been far preferable to that of concentrating a part of the army of the United States in Chicago, and the assumption by him of the substantial military control of the city.

I hope you will at once inform Lieut. Gen. Sheridan of your readiness to resume the complete government of the city.

I have the honor to be,

Very respectfully, sir,

Your obedient servant,

JOHN M. PALMER.

I here submit his answer, dated on the 21st, but post-marked on October 23d:

MAYOR'S OFFICE,

CITY OF CHICAGO, October 21, 1871.

TO HIS EXCELLENCY JOHN M. PALMER, *Governor of the State of Illinois*:

Your letter, of date 18th inst., has been received. Had your Excellency, when in Chicago, on the 11th and 12th of this month, informed me or Lieutenant-General Sheridan of your disapprobation of the course that I had thought proper to pursue, on the 10th inst., solicited his aid in preserving the peace and order of the city, and protecting the lives and property of its inhabitants, satisfactory reasons could have been given your Excellency for so doing, many of which it would, even now, be unwise to make public.

In the performance of my official duties, I believed that the emergency required me to take the step that I did. I do not believe, when the lives and property of the people—the peace and good order of a large city—are in danger, that it is the time to stop and consider any questions of policy; but that if the United States, by the strong arm of its military, can give the instantly required protection to life, property and order, it is the duty of those in power to avail themselves of such assistance.

Before the receipt of your communication I had already, upon consultation with other city officers, decided to dispense with military aid in a day or two; and I am happy to inform your Excellency that on Monday, the 23d inst., your Excellency will be relieved from all anxiety on account of the assistance of the military in protecting the lives and property of this people.

Very respectfully,

R. B. MASON, *Mayor*.

On the 22d day of October I first learned of the death of General Thomas W. Grosvenor, from wounds inflicted by one of the volunteers enlisted under the orders of Lieutenant-General Sheridan, and on Monday, the 23d of October, in company with the Adjutant-General, I visited Chicago to investigate the facts.

On the 28th day of October, from a conviction that it was my duty to see that the laws are enforced, I addressed the official letter to the

Attorney-General, herewith submitted, and on the 30th the following letter to Charles H. Reed, Esq., State's Attorney of the Seventh Judicial Circuit, on the same subject :

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT,
SPRINGFIELD, October 30, 1871.

CHARLES H. REED:

DEAR SIR:—I forward you herewith a copy of an official letter addressed by me to Hon. W. Bushnell, Attorney-General, in relation to the circumstances of the death of General Thomas W. Grosvenor.

The matter has occasioned me a great amount of anxiety, and after the most mature reflection, I am forced to the conviction that the indictment against Treat, the person who inflicted the wounds upon him, should also include Philip H. Sheridan, Frank T. Sherman, and the persons who claimed to be officers of the reputed "Company L, First Regiment of Chicago Volunteers."

Some of the reasons that have forced me to this conclusion are contained in my letter to the Attorney-General, and others will occur to you, familiar as you are with the criminal laws and the course of criminal justice.

It would be simply dishonorable to you, and to the State, to prosecute young Treat alone, to conviction, when you, and every one besides that are supposed to know what the law is, are bound to confess that, if he is guilty of a legal offense, so are those who placed him in a position to do mischief; and neither you nor the State authorities can find a legal excuse for discharging Treat without trial. No course is open to us but to boldly and squarely stand up to the line of duty.

I have written this to you because I can well understand that you may feel a degree of hesitation in advising the grand jury to find an indictment against such persons as R. B. Mason, P. H. Sheridan, Frank T. Sherman; and as this case concerns the State, in its political capacity as much as in other respects, I think it proper that the Governor should take the responsibility of what is done. And while I have the utmost confidence in you, I do advise the indictment and trial of all concerned.

Respectfully,

JOHN M. PALMER.

I have thus presented, with a degree of minuteness that may be thought unnecessary and tedious, an account of the efforts made by the State authorities to discharge their whole duty, and protect every interest of the citizens of the State; and then, to make the history complete, I will add what is well known: that on the 19th day of October, 1871, both houses of the General Assembly passed a bill appropriating two millions nine hundred and fifty-five thousand three hundred and forty dollars, with interest thereon until paid, from the treasury of the State, for the relief of Chicago and for the support of its police and fire departments—which bill was at once approved by the Governor.

It will be easily perceived that this statement does not present a complete history of the acts of the Mayor and Lieut. General Sheridan, and the persons who acted under the command of the latter. I have been informed that he issued other orders in respect to the organization and government of the regiment, and that either he or his subordinates assumed the right to command the organized militia of the State, and that he also gave directions to the city police as to their duties. Enough, however, can be discovered in the facts developed, to justify the statement that the conduct of the Mayor and the military forces—as well the regular troops as the volunteers raised by Lieut. General Sheridan—was in all respects violative of the constitution and laws of the United States and of this State, and at the same time, by their direct effect and example, subversive of the principles of free government.

It seems to me to be so clear that the conduct complained of is contrary to the constitution and the laws, that it is impossible, by any process of reasoning, to make it more so. The Mayor, the mere executive officer of a city created by the laws of this State, without control over the police, and with only the general powers of a conservator of the peace, abdicated some of the most important functions and duties of his office, and, in connection with this refusal to discharge his own duties, attempted to place the laws of the State under the feet of citizen, who, forgetful of his own duty to respect, obey and enforce the laws, in the capacity of an officer of the United States army, availing himself of the color of authority conferred upon him by the Mayor, subjected his fellow-citizens to military rule. No officer of the United States, or of the State of Illinois, has the constitutional or legal authority to exercise such transcendent powers; for Lieutenant-General Sheridan employed the troops of the United States in a manner not authorized by Federal laws. He raised troops without the consent of Congress, and imposed upon them an unlawful oath. He disregarded the provision of the constitution of the State which provides that "the military shall be in strict subordination to the civil power," and by posting his guards and sentinels upon the streets of a populous city, with instructions to arrest persons passing upon them, and to fire upon them in case of a refusal to obey their authority, the life of a citizen, who was under the protection of the laws, was destroyed.

And the ground upon which this dangerous assumption of authority is defended is that of emergency or necessity. I do not admit that any necessity or emergency that could possibly arise would justify or excuse the acts of the Mayor and Lieutenant-General Sheridan; but as this defense for their conduct has been vehemently urged, and has, no doubt, made some impression upon the public mind, it may be proper to consider it in the light of the facts.

Up to the time of the arrival of the State troops, on the morning of the 11th day of October, according to all the evidence presented by the papers submitted, Lieutenant-General Sheridan had not officially interiered in the slightest degree with the affairs of the city, nor was there a single soldier of the army of the United States in Chicago. If there were any doubts upon that point they are put at rest by his own statements, in what is published as his official report. He there says: "The disorganized condition of affairs in this city, produced by and immediately following the late fire, induced the city authorities to ask for the assistance of the military forces, as shown by the Mayor's proclamation of October 11, 1871. * * * * * To protect the public interests entrusted to me *by the Mayor's proclamation*, I called to this city Companies A and K," etc. He obviously intends to inform the Adjutant-General that he ordered the troops into Chicago after the issuance, and in consequence of the Mayor's proclamation. If he had in fact ordered regular troops into Chicago prior to that time, I leave him to reconcile that fact with his report to his official superior. The fire broke out on the night of the 8th of October, and ceased during the afternoon of the 9th, and during the day and night of the 10th of October, the civil officers and police force—aided by a single battalion of State militia under Major Alestrup, who had ten-

dered its services to the Chief of Police on the 9th—and the people of the city, large numbers of whom had been sworn in as special police, had without difficulty preserved order. At four o'clock on the morning of the 11th the Adjutant-General of Illinois arrived, with two hundred men, to increase the force, and at 8 o'clock A. M. of the same day, before the Mayor's proclamation was issued, there were on duty in Chicago: the regular police force, numbering upwards of four hundred men; Major Alstrup's battalion, 200 men [see his report], the militia of the State, 315 men [see Adjutant-General's report], others rapidly approaching, and several companies of organized militia within easy reach [see Adjutant-General's report], and the whole male population of Chicago and Cook county subject to the call of the local authorities, and that of the State under the orders of the Governor.

The officers in command of the troops sent by me to Chicago were among the most distinguished of the late volunteer service. In proof of this, no soldier of the late war need be more than reminded of Col. Hubert Dilger, of the Artillery of the Army of the Cumberland; Major James M. Beardley, of the 13th Illinois Volunteers; Major E. S. Johnson, of the 7th Illinois Volunteers; Captain Joseph W. S. Stambaugh, of the U. S. Engineer Corps; Captain T. Culver, whose honorable crutches attest his bravery; Captain E. Snyder, a trained soldier from the European armies, who earned his American citizenship by valuable services in the South and West, and now fills the honorable position of Professor of Languages and Military Tactics, in the Illinois Industrial University, Captain H. Kuhlmann, of equally tried services; or Captain Donegan and his colored men, each of whom participated in the horrors of the mine before Petersburg, and bears an honorable discharge from the army. Nearly all the enlisted men—it may be added—were honorable soldiers of the late war.

Then what was the emergency that occurred on the 11th to justify the acts of the Mayor and the Lieutenant-General? I have no information upon that point, except what I gather from Lieutenant-General Sheridan's official report. He says, in describing the employment of his forces: "These troops, both regulars and volunteers, were actively engaged, during their service here, in protecting the treasure in the burnt district, guarding the unburnt district from disorders and danger by further fires, and in protecting the store-houses, depots, and sub-depots of supplies, established for the relief of sufferers from the fire. These duties were terminated on the 23d inst., * * * and on the 24th instant the regulars started to their respective stations, and the volunteers were discharged." He does not, it is true, in this report, made on the 25th day of October, after enumerating these mere police duties, allude to the services of Company L, of the regiment of volunteers, that, as late as the night of the 20th of October, at a distance of three miles from the burnt district, while enforcing military rule by guards and sentinels, with orders to arrest suspected persons and shoot such as refused to obey their orders, killed Thomas W. Grosvenor, but the omission must be accounted for by supposing that he regarded these operations as merely incidental to the emergent duty of protecting the treasures in the burnt district, guarding the

unburnt district from disorders and dangers by further fires, and protecting the store-houses of supplies.

It will be seen that in discussing the conduct of the Mayor and Lieutenant-General Sheridan, I have preferred to follow the accounts given by themselves, rather than those which have been invented and exaggerated to create a public sentiment unfavorable to a fair judicial investigation. I presume no instance can be found in the history of free States where public officers, for reasons so flimsy, have undertaken to suspend the laws.

Influenced alone by a sense of duty, and by the belief that the acts of the parties named were contrary to the laws and reproachful to the character of the people of the State, and of most dangerous example, I have deemed it my duty to lay all the facts before the General Assembly and the people of the State. In preparing and addressing the letters of the 28th day of October to the Attorney General and State's Attorney of the Seventh Judicial Circuit, and, indeed, in all that I have written or done in regard to these affairs, I was aware that I could scarcely avoid giving offense to powerful interests that have, for the present, the support of the opinions and sympathies of many, perhaps a majority, of the people of Chicago; and I knew, also, that the people of the State are still so far under the influence of feelings of hostility to secession and its kindred heresies, that they are inclined to view with distrust the assertion of the authority of a State and its constitution and laws, whenever the authority claimed is opposed to any pretension of the Federal government, or any person who professes to act in its name. Nor can I profess to be entirely free from such feelings, though I cannot bring myself to believe that the Federal and State governments are hostile or rival organizations, each eager to grasp and absorb the proper powers of the other, but I regard them as in fact but different agents and trustees of the people, instituted by them with different powers and designed for different purposes, and that the people can and will modify and diminish or enlarge the powers of each, as they may determine will best secure their own liberties and promote their own happiness.

But while I continue to occupy the place to which I have been assigned by my fellow-citizens, it is my duty to exert all the powers they have conferred upon me to maintain the adjustments of political power, precisely as the people of the United States and of the State of Illinois have, by their own solemn constitutions, determined. I am not at liberty, even by my silence or indifference, to consent to acts that will, by their direct consequences or by their influence and example, insidiously change the spirit and substance of our institutions, while the forms of the government apparently remain unaltered.

One of the vital principles that underlies our whole system of government, is that of the complete separation and the absolute independence of the Federal and State governments. Chief Justice Marshall, one of the most eminent jurists and statesmen whose names adorn our history, said: "In America the powers of sovereignty are divided between the government of the Union and those of the States. They are each sovereign, with respect to the objects committed to it; and neither sovereign, with respect to the objects committed to the other."

And I have supposed that such is not only the proper view of the relative powers of the two systems in the light of the constitution and of judicial decisions, but that it has its foundation in necessity and reason. It is impossible to suppose the case of two governmental agencies that possess the same powers, that are subject to the same duties—with respect to the same objects—at the same moment. If such a view was possible, under any incomprehensible system of politics, what would be the effect of an attempt to give it practical application? It would be, that on occasions of disorder or difficulty each would depend upon the other, until the rights and safety of the people would be imperiled; or, if both should eagerly hasten to the discharge of the common duty, their powers would be brought into collision—for if their powers and duties were equal, who shall decide between them? On the late occasion in Chicago, it was only because the representatives of the legal and rightful authority yielded—though unconsciously—to that which was usurped and illegal, that we escaped an unseemly controversy.

And it is quite as difficult to imagine a case in which the inhabitants, or any officer of a city or district, have the right, when they require assistance, to elect the government from which they will demand it. Chicago is a part of the State of Illinois, and, upon principles that we can understand, the rights and duties of the State and the city are reciprocal. The obligation of the inhabitants of the city of Chicago, and of all its officers, to obey the laws of the State, and to submit to and enforce its authority, is continual, and admits of no interruption; and the duty of the State to protect its people by the authority of its laws, and the agency of its officers, can neither cease nor be suspended. But if the people of Chicago, or its Mayor, have the right, upon occasions of urgency, to call in the support of the army of the United States, and thereby exclude the authority of the State, how are the officers of the State to govern their conduct?

On the 11th day of October, after the militia of the State had reached the city under the call of the Mayor, he decided to call on the military forces of the United States, and to authorize Lieut. Gen. Sheridan to reject the aid of the State. In his brief note to Lieut. Gen. Sheridan, of the morning of that day, he said: "If, in your opinion, the men are not wanted, please order their return." If this right of election and exclusion by the Mayor exists, what are the future duties of the authorities of the State? If the condition of Chicago should again be such that its civil force is inadequate, and a call be made upon the Governor for support, what would be his duty? for the right of election cannot be alone in the city, or the Mayor, and even the commander of the United States forces might conclude that he would not interfere.

It seems to me, then, to be clear, that our free institutions rest upon the principle that the power and duty of the State to preserve order and maintain the laws within its own boundaries are complete and perfect, and are not subject to the control or interference of the authorities of the United States, in any case whatever, nor can the authorities of any city or county relieve the State from such duties. I am not forgetful of the fact that by the provisions of the 4th section of the

4th article of the constitution of the United States, that government is bound, under certain circumstances, to protect the States from domestic violence; but this constitutional provision, and the laws enacted in pursuance thereof, are not in opposition, but accord with the perfect independence of the States. The language of the constitution is: "The United States * * * shall protect each of them [the States] on application of the Legislature (or of the executive when the Legislature cannot be convened) against domestic violence." Under the constitution it is left to the State authorities to determine the necessity for Federal aid, and no officer of the army, under any circumstances, is at liberty, without their consent, to interfere in their internal affairs.

The objections urged by me to the conduct of the parties present no question of conflicting authority between the government of the United States and the State of Illinois, nor do my views impugn the right of the United States to enforce its laws in the States without the assent of the State authorities, or by agencies created by itself, under its own constitution; for the acts set forth are opposed to the laws enacted by both governments, and are derogatory to free government everywhere. Already it appears, upon the authority of a dispatch from Washington, published in a New York paper, that the paralyzing influence of this dangerous example of military rule is felt in Chicago. It is stated in the dispatch I quote, that "though the people of Chicago are unwilling to admit publicly that they need regular troops, they have petitioned the President, privately, for them," and it is said that *four companies* of regulars have been sent to Chicago to give to the people of a city of three hundred thousand inhabitants the protection made necessary by their own fears.

It is the language of the constitution that "the supreme executive power shall be vested in the Governor, who shall take care that the laws be faithfully executed;" and I have in this instance—as in all others—faithfully and fearlessly attempted to discharge that duty upon which the vigor of the laws and the preservation of all that is precious to the people depends.

JOHN M. PALMER.

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILL., October 28, 1871.

HON. WASHINGTON BUSHNELL, *Attorney-General*:

I have the honor to invite your attention to the reported circumstances of the unlawful killing of General Thomas W. Grosvenor, a well known citizen of Chicago, that occurred about the 20th October, 1871.

The leading facts of this deplorable affair are, as I am informed, that General Grosvenor, on the night of the day before mentioned, when peaceably passing along one of the public streets of the city, in the direction of his home, which was near by, was challenged by an armed man, ordered to halt, and upon his refusal to obey the order, was fired upon and mortally wounded. He was conveyed to his home, and, after lingering a few hours, died.

It appears also, from reports made to me, that there are reasons for

believing that General Grosvenor was mortally wounded by a young man named Theodore N. Treat, who is a resident of the State of Wisconsin, but at the time the wounds were inflicted upon General Grosvenor, was in this State, a student attending the Chicago University.

But the facts that give the most extraordinary and startling character to this unhappy affair are, that upon the investigation instituted by the Coroner of Cook county, to ascertain the cause and manner of the death of General Grosvenor, it was disclosed that at the time of the infliction of the mortal wounds upon the person of deceased, Treat was a member of a reputed military organization known as "Company L, First Regiment of Chicago Volunteers," and that he had been posted where he was encountered by General Grosvenor, by some person who claimed to be his proper military superior, with certain general orders and instructions for his guidance, and that the shooting of Grosvenor was probably within the fair and reasonable scope of his orders.

When the facts thus disclosed before the inquest, came to my knowledge, being entirely uninformed of the existence of such a military organization as that of the "First Regiment of Chicago Volunteers," I directed the Adjutant General to institute proper inquiries, and I find, from his report, that on or about the 11th day of October, 1871, Lieutenant-General Philip H. Sheridan, of the United States Army, in command of the Military Division of the Missouri, and whose official headquarters are in Chicago, issued from the headquarters of the Military Division before mentioned, an order or orders that either purported to authorize Frank T. Sherman, a private citizen of this State, to raise troops, organize them into a regiment, and after organization assume the command, or that directed a regiment to be otherwise raised, and conferred the command upon Mr. Sherman. I have not been able to procure a copy of the supposed order, and cannot furnish a more precise or definite statement of its contents.

It seems to be certain, however, that immediately after the order or orders already mentioned were issued, Mr. Sherman assumed the military rank of Colonel of the First Regiment of Chicago Volunteers, issued his own orders to several officers of the organized militia of the State, calling them and the members of their respective commands into service for the term of twenty days; and he also demanded, or accepted when tendered, the services of the students attending the Chicago University, who were in possession of arms furnished by this State. He organized the troops thus raised, with others enlisted specially, required them to take an oath of enlistment, of which you will be furnished a copy, and gave to the organization, that included the students of the University, the designation of "Company L, First Regiment of Chicago Volunteers;" and thus Theodore N. Treat became a member of said company and regiment, and subject, as he supposed, to the orders of Lieutenant-General Sheridan and of Frank T. Sherman, and others by them appointed to command him.

I have no reason to doubt that the substantial truth of the facts thus stated for your information, can be established by the most complete proofs, and it will probably be made to appear, in addition, that on the

11th day of October, 1871, R. B. Mason, Esq., Mayor of Chicago, by his proclamation of that date, attempted to entrust to Lieutenant-General Sheridan the duty of preserving good order and peace in said city, and that the orders from the headquarters of the Military Division of the Missouri, that purport to authorize the raising of the troops that afterwards composed the First Regiment of Chicago Volunteers, were issued by Lieutenant-General Sheridan, with the full consent and approbation of the Mayor of Chicago.

It does not, in my judgment, admit of question, that if the orders of Lieutenant-General Sheridan, authorizing troops to be raised, organized and employed in the city of Chicago, under the command of officers appointed by himself, can be supported upon any grounds afforded by the Constitution or the laws, and that Theodore N. Treat was a private soldier in such lawful military organization, and that when he inflicted the wounds that occasioned the death of Thomas W. Grosvenor, he was acting in pursuance of the legal orders of his proper military superior, he, as well as his superiors, are guiltless of any legal offense.

If Lieutenant-General Sheridan had the right to raise, organize and employ troops in Chicago, while that right continued in him, the Constitution and the laws of the State of Illinois, to the extent that they conflicted with that right, were suspended, and while so suspended had no operation to provide punishments for acts done under the sanction of his paramount authority.

Nor can it be material, in this aspect of the case, whether his power to raise, organize and employ troops under the circumstances is one that pertains to his office of Lieutenant-General, or that it resulted from the proclamation of the Mayor; for if his power is established by any mode, all the legal consequences before adverted to follow, and the killing of a citizen by armed men, acting under his authority, must be regarded as the necessary price of public safety. But if the orders of Lieutenant-General Sheridan are without constitutional or legal warrant, they are utterly void, and afford no protection to any person for acts done in obedience to them.

And does the question thus stated admit of hesitation or discussion?

No one will pretend that the power to raise, organize and employ troops, or to call the organized militia of the States into service, pertains to the office of Lieutenant-General in the army of the United States. Nor will it be easy to find defenders for the opinion, if it should be expressed, that the Mayor of a city can either exercise or impart such power to another.

And I will not, with you, discuss the dangerous and deceptive theory of necessity or emergency, that has been so often insisted upon to justify acts of lawless usurpation. It is answer enough that the Constitution of the State has not entrusted to the mayors of its cities, or to military officers, the delicate duty of determining when its forces may be called into service or its laws be suspended.

If these conclusions are correct, I think you will perceive that it is now the duty of the Governor and the Attorney-General, and of all other officers of the State, to exert themselves to see that the laws are en-

forced against all the parties concerned in these illegal and dangerous acts.

It is not necessary, in determining upon the line of duty to be adopted, to inquire whether the Mayor of Chicago, Lieutenant-General Sheridan, Frank T. Sherman and his associates and supposed subordinates, who were the agents by which the death of Thomas W. Grosvenor was produced, in assuming powers they did not possess, and that while free government endures cannot be conferred upon them, were influenced by proper or improper motives or purposes.

They assumed to suspend the operation of the Constitution and laws of the State, and substitute in their stead the law of military force, to be defined and applied by themselves. They, by their lawless acts, attacked and insulted the dignity and authority of the State, and have, by their dangerous example, weakened public confidence in the Constitution and the laws, and in their attempt to enforce usurped and lawless authority they have sacrificed the life of a peaceable citizen.

Animated by the convictions I have thus expressed, and confident in the belief that the State of Illinois, acting through the proper departments of its government, is capable of protecting its own people, and of enforcing the dignity and authority of its own laws, I have to request that you, in conjunction with the State's Attorney of the Seventh Judicial Circuit, will bring all the facts before the Grand Jury of Cook county, in order that all persons concerned in the unlawful killing of Thomas W. Grosvenor may be brought to a speedy trial.

I have the honor to be,

With great respect, etc.,

JOHN M. PALMER.

ADJUTANT-GENERAL'S REPORT.

STATE OF ILLINOIS, ADJUTANT-GENERAL'S OFFICE,
SPRINGFIELD, Oct. 15, 1871

TO HIS EXCELLENCY JOHN M. PALMER,

Governor of Illinois:

SIR:—The State troops called by your Excellency to assist the city authorities of Chicago in preserving peace and order after the conflagration, have returned to their respective homes.

At 5 P. M. of the 10th inst., the telegraphic order to rendezvous at Chicago left the Executive office. At 8 A. M. of the 11th (315) three hundred and fifteen—and at 4 P. M. of the same day, five hundred and sixteen (516) men, of well organized companies, efficiently armed and provided with ammunition, under the command of distinguished officers of the late volunteer army, had reported to me and were on active duty at different posts within the city of Chicago.

1. The Springfield volunteers—Springfield Zouaves, O'Mara Guards, and Capt. Cyrus Donegan's colored company—under command of Lieut. Col. E. S. Johnson.

2. The Bloomington German National Guards, Capt. H. D. Kuhlmann.

3. The Champaign Cadets, Prof. E. Snyder, commanding.
4. The Sterling City Guards, Capt. Jos. W. R. Staumbaugh.
5. The Rock Fall Zouaves, Capt. T. Oliver.
6. The Rock Island Light Artillery, Maj. James M. Beardsley.

Total—516 men, with four (4) pieces of artillery.

Two hundred and fifty (250) muskets and an ample supply of infantry ammunition were at once shipped on the special train that carried the Springfield and Bloomington volunteers, to be distributed in case of emergency, and one thousand (1,000) more, in charge of another colored company of militia, were held in readiness at the depot in Springfield, to be hurried to Chicago at a moment's warning.

By calling on the well organized militia companies of Freeport and Elgin, and by forming detachments of veteran soldiers, residents of Chicago, who offered their services by hundreds, I could have easily mustered, within twelve hours, from fifteen hundred to twenty-five hundred men—a State force strong and reliable enough to maintain the law.

Immediately upon my arrival at Chicago—4:50 A. M. of the 11th—I repaired to the Mayor's Head Quarters, 365 Michigan Avenue, as indicated in General A. Stager's telegram of the 10th; meeting, on my way through the ruins of Madison street, an officer of Major Alstrup's battalion, Norwegian Guards, S. M., on duty, who informed me that their battalion, mostly composed of citizens of the West-side, who had not directly suffered by fire, had volunteered their services to the Chief of Police, and were assisting the same in preservation of order since the 9th—a promptness which I take great pleasure in bringing to your notice.

I presented my credentials to the Mayor shortly before 6 o'clock on the morning of the 11th. Mr. Mason informed me that he had intrusted the maintenance of order to Lieut. Gen. Sheridan, who expected, hourly, United States troops for that purpose—that the call for State troops had not been authorized by him, and that he had countermanded the orders of Major Beardsley, by a telegram to the sheriff of Rock Island county, an order to which Beardsley, however (a true soldier), paid no attention, and reported promptly for duty with his battery.

The Mayor also expressed to me his opinion that the city was naturally in great excitement over the fearful calamity, but that not the slightest indication of a lawless, riotous disposition had ever been manifested, and that all the rumors of incendiarism, murder and lynching, existed only in the imagination of the frightened population—a statement which, after three days of duty in all parts of the city, at all hours of day and night, from personal observation as well as from the reports of the officers of my command, I found perfectly substantial, and which has also been corroborated by General Sheridan.

For further instructions the Mayor referred me to the General, a request to which, under the existing circumstances, I felt bound to yield, and at once complied with.

In conformity with General Sheridan's arrangements, the State troops were put in position as fast as they arrived, officers and men performing their hard and fatiguing duties of guards and patrols, day and night, until relieved by regular troops, (of whose real strength, in the city, at the time of my dispatch of the 11th, I was misinformed,) with untiring zeal and a public spirit which cannot be praised too highly, assisted by members of the regular police force of the quarters where they were stationed, as their guides. Their presence evidently contributed to restore the confidence of the alarmed citizens, and rough as some of them (laborers, white and black, who had shouldered the musket in their working garb,) may have looked, their soldier-like, dignified conduct must have impressed the citizens of Chicago, wherever they were stationed, that there was reliable help enough for them from their fellow citizens of Illinois.

Not the slightest complaint has reached me, and I feel only grieved to report that one of the Springfield volunteers, Fred. Wagner, while on night patrol, was severely wounded by the accidental discharge of a comrade's gun. The wounded man was carefully attended by Dr. M. P. Phinney, who volunteered as surgeon of the force, and hopes are entertained that he will recover.

Some of the men who volunteered on the expedition are poor laborers, depending on their daily wages, and I would respectfully suggest that they may receive a reasonable compensation for their loss of time, as soon as exact rolls can be prepared.

In addition to this report, I herewith transmit Major Alstrup's report, copies of the marching orders issued from your office, and of the complimentary orders issued to the troops by Lient. Gen. Sheridan, before their departure to their homes.

I have the honor to remain, sir,

Very respectfully, your obed't serv't,

H. DILGER,
Adjutant-General of Illinois.

CHICAGO, November 8, 1871.

H. DILGER, Esq., *Adjutant-General of State.*

SIR: In addition to my reply of the 1st instant, allow me to state that on Monday morning, October 9th, I offered the services of my Battalion to the General Superintendent of Police, who accepted them; and my Battalion has performed special police duty jointly with the police, and under the instructions of the police officials. About a week afterwards, Gen. F. T. Sherman sent for me, and instructed me that I should have to report to him *only*; and, after much persuasion, he allowed the services of my Battalion to stay with the police, but still ordered me to report to him daily, which I did until the General Superintendent of Police disbanded the Battalion—thanking them on the part of the Board of Police for their services.

I remain, with much respect,

Your most obedient servant,

J. F. ALSTRUP, *Major, A. A. G.*

(No. 1.)

SPRINGFIELD, October 10, 1871.

To CAPT. JOE. W. R. STAMBAUGH, *Sterling* :

Proceed immediately to Chicago with your command and Captain Culver's, and report at the Mayor's, 365 Michigan Avenue.

By order of the Governor.

H. DILGER, *Adj't-Gen.*

(No. 2.)

SPRINGFIELD, October 10, 1871.

To MAJOR JAMES M. BEARDSLEY, *Rock Island* :

Proceed immediately to Chicago with your command, and report at the Mayor's, 365 Michigan Avenue—if possible by special train. Take as many volunteers with you as you can muster.

By order of the Governor.

H. DILGER, *Adj't-Gen.*

(No. 3.)

SPRINGFIELD, October 10, 1871.

To PROF. E. SNYDER, *Champaign* :

Proceed to Chicago immediately with as many of your students as you can arm, and report at the Mayor's, 365 Michigan Avenue. Take special train if possible.

By order of the Governor.

H. DILGER, *Adj't-Gen.*

(No. 4.)

SPRINGFIELD, October 10, 1871.

To CAPT. H. D. RUHLMAN, *Bloomington* :

Raise as many of your company and volunteers as you may be able to arm, to proceed to Chicago with first train from Springfield.

By order of the Governor.

H. DILGER, *Adj't-Gen.*

HEADQUARTERS MILITARY DIVISION OF THE MISSOURI,
CHICAGO, October 13, 1871.

SPECIAL ORDER, }
No. —. }

I. The "Sterling City Guards," "Rock Fall Zouaves," "Springfield Volunteers," "Bloomington National Guards," and "Champaign Cadets," are hereby relieved from duty in this city to return to their homes.

In parting with these troops, the Lieutenant-General of the army expresses his high appreciation of the cheerfulness and promptness with which they came forward, and of the value of the services they have rendered.

By order of Lieutenant-General Sheridan.

JAMES B. FRY,
Ass't Adj't-Gen. U. S. A.

HEADQUARTERS MILITARY DIVISION OF THE MISSOURI,
CHICAGO, October 12, 1871.

SPECIAL ORDER, }
No. 71 }

Excerpt.

* * * * *

II. Captain Beardsley, company "A," of the Rock Island Light Artillery, is hereby relieved from duty in the city of Chicago. In ordering them back to Rock Island, the Lieutenant-General desires to express to them his thanks for their prompt action, and for the assistance that they have rendered during their term of duty here.

JAMES B. FRY, *Ass't Adj't-Gen.*

CAPT. BEARDSLEY,
Co. A., Rock Island Lt. Art.

Official: M. O. SHERIDAN,
Lieut.-Col. A. D. C.

Mr. Bangs offered the following resolution; which was laid over under the rule:

Resolved, That the Senate now proceed to assign seats to Senators; that in making such assignment the Secretary place in a box the number of each Senatorial District, and that when such number shall be drawn by a page, the Senators of such district shall select their seats. That previous to such drawing all the seats shall be vacated, the Senators withdrawing from the floor of the Senate,

On motion of Mr. Fuller,

The rules were suspended and the following resolution adopted:

Resolved, That a special committee of seven be appointed, to whom is hereby referred the standing rules of the Senate, with instruction to report what changes, if any, ought in their opinion, to be made in said rules.

On motion of Mr. Pierce,

The rules were suspended and the following resolution was adopted:

Resolved, That so much of the Governor's special message as relates to the building of the Southern Normal University and Southern Insane Asylum, be referred to the committee on public buildings, that so much as relates to the bonds of the city of Carbondale, be referred to the finance committee, and that so much as relates to the military occupation of Chicago, be referred to the committee on judiciary.

The Chair appointed, as a special committee on rules, the following Senators:

Messrs. Fuller, Underwood, Pierce, Eddy, Starne, Williams, Alexander.

Mr. Starne moved that 10,000 copies of the Governor's message be printed for the use of the Senate.

Pending the consideration of the motion of Mr. Starne,

At 6:35 o'clock P. M.,

On motion of Mr. Harlan,

The Senate adjourned.

THURSDAY, NOVEMBER 16, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Hale.

The journal of yesterday was read by the Secretary and approved.

Mr. Fuller, from the special committee on rules, made the following report:

Amend rule 26, by adding the following: "Nor longer than fifteen minutes at any one time, without the consent of the Senate."

Strike out rule 26, and insert the following:

"Rule 28. No Senator shall be permitted to vote on any question unless within the bar before the vote is announced."

"Rule 26½. A motion to lay on the table an amendment to a proposition shall not operate to carry with it to the table the main proposition."

Strike out section 47, and insert "A bill may be referred to a committee without reading, and amended on the first reading, and referred to a committee with pending amendments, for the consideration of such committee, unless otherwise ordered by the Senate."

Strike out section 49, and insert, "No bill shall be printed, except it be ordered by a two-thirds vote, until it shall have been reported upon by a committee, except upon application of the committee having the bill under consideration."

Mr. Whiting offered the following resolution; which laid over under the rule:

Resolved, That the Secretary of State be requested to return to the Senate, House bill No. 216, extending the jurisdiction of justices of the peace and police magistrates.

On motion of Mr. Pierce,

The rules were suspended and the following resolution adopted:

Resolved, That the President of the Senate be requested to fill all the vacancies in the standing committees occasioned by the death or resignation of members of the Senate: *Provided*, that vacancies in chairmanships of committees shall be filled by the committees.

Mr. Whiting introduced

Senate bill, No. 269, for "An act concerning Canada thistles."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Flagg introduced

Senate bill, No. 270, for "An act to compensate the commissioners of the State Board of Public Charities."

Which was read at large a first time, and

Ordered to a second reading.

The credentials of William B. Anderson, Senator elect to fill the vacancy occasioned by the death of Samuel K. Casey, of the Third District, and the credentials of John F. Daggett, Senator elect to fill the vacancy occasioned by the resignation of Henry Snapp, of the Eighteenth District, were then read.

Mr. Pierce offered the following resolution:

Resolved, That John F. Daggett, of the Eighteenth District, and William B. Anderson, of the Third District, are entitled to seats as members of this Senate.

On motion of Mr. Pierce,

The rules were suspended and the resolution was adopted.

John A. McClernand, Judge of the Sangamon Circuit Court, then administered the oath of office to William B. Anderson, Senator elect from the Third District, and John F. Daggett, Senator elect from the Eighteenth District.

Mr. Bangs called up his resolution of yesterday relating to drawing for seats; which was adopted.

The selection of seats was then made, in accordance with the terms of the resolution.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been

correctly enrolled, and on the 16th day of November, 1871, laid before the Governor for his approval, viz :

Senate bill, No. 232, for "An act to appropriate funds for the continuance of the work upon the Southern Insane Asylum, located at Anna, in the State of Illinois."

Senate bill, No. 237, for "An act to repeal an act therein named."

On motion of Mr. Underwood,

Senate bill, No. 178, for "An act for the incorporation of cities and villages,"

Was taken up, and

Referred to the committee on municipalities.

Senate bill, No. 194, for "An act to amend section two of an act entitled 'an act to enable counties to establish county normal schools,'"

Was taken up and read at large a third time, and

By common consent,

The further consideration of the same was postponed.

House bill, No. 533, for "An act to protect the purity of elections and punish offenses therein named,"

Was then taken up, read at large a first time, and

Referred to the committee on judiciary.

House bill, No. 23, for "An act to repeal an act entitled 'an act to amend chapter thirty of the Revised Statutes entitled 'Bigamy,' approved February 8, 1853,'"

Was taken up, read at large a first time, and

Referred to the committee on judiciary.

House bill, No. 369, for "An act to provide for the education of disabled soldiers and orphans of deceased soldiers,"

Was taken up, read at large a first time, and

Referred to the committee on state charitable institutions.

House bill, No. 576, for "An act to provide for an investigation of all matters pertaining to the new State House,"

Was taken up, read at large a first time, and

Referred to the committee on public buildings.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the House of Representatives a written communication :

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT,
SPRINGFIELD, November 16, 1871.

HON. JOHN DOUGHERTY, *President of the Senate* :

Under the provisions of section 17 of an act entitled "An act in regard to the completion of public parks and the management thereof," I have the honor to nominate to be the commissioners of Lincoln Park, Chicago, Belden F. Culver, Samuel M. Nickerson, William H. Bradley, Joseph Stockton, Francis H. Koles.

In which nominations I respectfully ask the concurrence of the Senate.

JOHN M. PALMER.

The question then being, "Will the Senate advise and consent to the nominations just made?"

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 32
Nays..... 0

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Bangs,
Bishop,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Dore,
Early,

Messrs. Eddy,
Flagg,
Fuller,
Hampton,
Harlan,
Landrigan,
Little,
Marsh,
Nicholson,
Pierce,
Senter,

Messrs. Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Voris.
Washburn,
Whiting,
Williams,
Woodard.

So the nominations were advised and consented to by the Senate.

On motion of Mr. Van Dorston,
Senate bill No. 4 and substitute were
Referred to the committee on revenue.

On motion of Mr. Boyd,
At 10:15 A. M. the Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

On motion of Mr. Fuller,

The motion made on yesterday, by Mr. Starne, concerning the printing of the Governor's message, was taken up.

Mr. Washburn moved to amend the motion of Mr. Starne, by striking out "ten" and inserting "five."

Mr. Little moved to lay the whole matter on the table.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 17
Nays 16

Those voting in the affirmative are,

Messrs. Bangs,
Boyd,
Carter,
Crawford,
Daggett,
Eddy,

Messrs. Flagg,
Fuller,
Little,
Marsh,
McNulta,
Nicholson,

Messrs. Senter,
Underwood,
Van Dorston,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Anderson,
Bishop,
Bush,
Dore,
Early,
Hampton,

Messrs. Harlan,
Holcomb,
Landrigan,
Pierce,
Solomon,

Messrs. Starne,
Strevell,
Voris,
Washburn,
Williams.

So the whole matter was laid on the table.

Mr. Starne, by unanimous consent, introduced Senate bill, No. 271, for "An act to make an appropriation to George W. Chatterton, for printing paper furnished the 26th General Assembly."

Which was read at large a first time, and
Referred to the committee on finance.

Mr. Bangs offered the following resolution :

Resolved, That the Secretary of State be, and he is hereby, authorized and directed to furnish, in the speediest and most economical manner practicable, a heating apparatus for the Senate hall, similar to that now in operation for the Representative hall.

On motion of Mr. Bangs,
The rules were suspended, and the resolution was
Referred to the committee on expenditures of the general assembly.

Mr. Underwood introduced Senate bill, No. 272, for "An act to carry out section 4, of article 8, of the State constitution, in relation to school teachers and school officers."

Which was read at large a first time, and
Referred to the committee on education.

Mr. Underwood introduced Senate bill, No. 273, for "An act to prevent gift enterprises and lotteries from sale of tickets in this State, and to punish persons and newspapers for aiding the same."

Which was read at large a first time, and
Ordered to a second reading.

Mr. Underwood introduced Senate bill, No. 274, for "An act to enable certain villages in this State having commons, derived from foreign grants, to sell and convey the same, and to protect the rights of the inhabitants of such villages in said lands and the proceeds thereof."

Which was read at large a first time, and
Ordered to a second reading.

The President made the following order :

A. H. Erickson is hereby appointed janitor for the Senate, from this date.

Nov. 15, 1871.

J. DOUGHERTY.

Mr. Fuller called up the report of the special committee on rules, made this morning.

The first amendment, proposed by the committee, was adopted.

The second amendment, proposed by the committee, was adopted.

The question being on the adoption of the third amendment, as proposed by the committee,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 21
Nays..... 18

Those voting in the affirmative are,

Messrs. Anderson,
Boyd,
Carter,
Crawford,
Daggett,
Dore,
Early,

Messrs. Eddy,
Fuller,
Harlan,
Little,
Marsh,
Nicholson,
Pierce,

Messrs. Senter,
Starne,
Strevell,
Underwood,
Van Dorston,
Whiting,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Bush,
Donahue,
Flagg,
Hampton,

Messrs. Holcomb,
Landrigan,
Lanning,
McNulta,

Messrs. Solomon,
Voris,
Washburn,
Woodard.

So the amendment, having failed to receive a two-thirds vote, was not adopted.

The question being upon the adoption of the fourth amendment, as proposed by the committee,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas 27
Nays 7

Those voting in the affirmative are,

Messrs. Alexander,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Landrigan,
Marsh,
Nicholson,
Pierce,
Senter,

Messrs. Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Voris,
Whiting,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Anderson,
Donahue,
Holcomb,

Messrs. Lanning,
Little,

Messrs. McNulta,
Washburn.

So the amendment was adopted.

The question being on the adoption of the fifth amendment, as proposed by the committee,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas 30
Nays 2

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Early,
Eddy,

Messrs. Flagg,
Fuller,
Harlan,
Holcomb,
Landrigan,
Marsh,
McNulta,
Nicholson,
Pierce,
Senter,

Messrs. Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Voris,
Washburn,
Whiting,
Williams,
Woodard.

Messrs. Hampton and Little voted in the negative.

So the amendment was adopted.

The question being on the adoption of the sixth amendment, as proposed by the committee,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 32
Nays 2

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Landrigan,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Senter,

Messrs. Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Voris,
Washburn,
Whiting,
Williams,
Woodard.

Messrs. Harlan and Lanning voted in the negative.

So the amendment was adopted.

The report of the committee, as amended, was then adopted.

Mr. Early offered the following resolution :

WHEREAS, the herein named members of this Senate, John Landrigan and Edwin Harlan, at the last called special session were, from circumstances beyond their control, unable to attend; and as it is the opinion of the Senate that they should receive pay : therefore,

Resolved, That the President of the Senate certify, in their behalf, to full pay, the same as he has for the other members.

On motion of Mr. Voris,

The rule was suspended, and the resolution taken up for consideration.

Mr. Bishop offered the following substitute for the resolution :

WHEREAS, the Hon. Edwin Harlan was sick, and unable to attend the last special session of this Legislature, and the Hon. John Landrigan was in Kentucky, and did not hear of the call for said session in time to attend : therefore,

Resolved, That leave of absence was properly due to them during said session; and the Lieutenant Governor is hereby required to certify to their pay for said session.

Mr. McNulta offered the following amendment to the substitute :

Insert after the word session : "and whereas, Louis Zeigler, the Sergeant-at-arms of the Senate, was absent in Europe at the time of the calling of such special session, and not having heard of the same."

On motion of Mr. Bishop,

The resolution, amendment and substitute were
Referred to the committee on fees and salaries.

Mr. Dore offered the following resolution :

Resolved, That Postmaster Turchin be paid for last special session.

The rules were suspended, and the resolution was
Referred to the committee on fees and salaries,

Mr. Nicholson offered the following resolution; which was laid over, under the rule:

Whereas, O. B. Knickerbocker has resigned his position as Second Assistant Secretary of the Senate, which resignation has been accepted by this body; and *whereas*, it appears, from inquiry, that the amount of work in this department requires that such vacancy shall be filled: therefore, be it

Resolved, That the Senate proceed to the election of a suitable person to fill said vacancy.

Mr. Alexander offered the following resolution; which was laid over, under the rule:

Resolved, That the Auditor of Public Accounts is hereby requested to inform the Senate, if practicable, what per cent. of the State and county taxes is required, under the present laws, to pay the cost of assessing the property, levying and collecting said taxes.

At 4:57 o'clock P. M.,

On motion of Mr. Little,
The Senate adjourned.

FRIDAY, NOVEMBER 17, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Bergen.

The journal of yesterday was read by the Secretary, and approved.

The President made the following appointments to fill vacancies in the standing committees of the Senate:

Judiciary—A. C. Fuller.

Apportionment—Carter.

State Charitable Institutions—Carter.

Revenue—Carter.

Municipalities—Anderson.

Railroads and Warehouses—Daggett.

Penal Institutions—Pierce.

Canals and Rivers—Daggett.

Fees and Salaries—Carter and Daggett.

Military Affairs—Anderson.

Petitions—Anderson.

Geology—Anderson.

Mr. Hampton offered the following resolution; which was laid over, under the rule:

Resolved by the Senate, the House of Representatives concurring herein, That there be an official synoptical report of the proceedings of the present session of the Twenty-seventh General Assembly: *Provided*, that (exclusive of necessary stationery) such report be made for \$25 per day, and no more, for each house, except that in case of seven days' consecutive adjournment, the rate shall be \$25 per day, in full for such seven days, after which all pay shall cease during such adjournment: *And, provided, further*, that such report equal, but not exceed, five columns solid nonpareil, Illinois State Journal size, and be published daily, absolutely free of expense to the State.

Mr. Whiting's resolution of yesterday, concerning the return to the Senate, by the Secretary of State, of House bill No. 216, was taken up for consideration.

The question being upon the adoption of the resolution,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 5
Nays..... 26

Those voting in the affirmative are,

Messrs. Landrigan,
Little,

Messrs. Solomon,
Strevell,

Mr. Whiting.

Those voting in the negative are,

Messrs. Alexander,
Anderson,
Boyd,
Bush,
Carter,
Daggett,
Dore,
Early,
Eddy,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Lanning,
Marsh,
Nicholson,
Pierce,
Senter,

Messrs. Starne,
Tincher,
Underwood,
Van Dorston,
Voria,
Washburn,
Williams,
Woodard.

So the resolution was not adopted.

The resolution offered yesterday by Mr. Nicholson, concerning the election of a Second Assistant Secretary, in the place of O. B. Knickerbocker, resigned, was taken up for consideration.

The question being upon the adoption of the resolution,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....18
Nays.....12

Those voting in the affirmative are,

Messrs. Alexander,
Carter,
Daggett,
Donahue,
Dore,
Early,

Messrs. Eddy,
Fuller,
Lanning,
Little,
Marsh,
Nicholson,

Messrs. Pierce,
Senter,
Van Dorston,
Voria,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Anderson,
Bush,
Flagg,
Hampton,

Messrs. Holcomb,
Landrigan,
Solomon,
Starne,

Messrs. Strevell,
Tincher,
Washburn,
Williams.

So the resolution was adopted.

Under the resolution, the Senate then proceeded to the election of a Second Assistant Secretary, in place of O. B. Knickerbocker, resigned.

Mr. Pierce put in nomination Mr. James H. Paddock, as Second Assistant Secretary of the Senate.

There being no other nomination, James H. Paddock was declared unanimously elected Second Assistant Secretary of the Senate.

The President then presented the following resignation of James H. Paddock, as Third Assistant Secretary of the Senate :

HON. JOHN DOUGHERTY, *President of the Senate* :

I hereby resign my position as Third Assistant Secretary of the Senate.

Very respectfully,

JAMES H. PADDOCK.

On motion of Mr. Little,
The resignation of Mr. James H. Paddock was accepted.

On motion of Mr. Eddy,
The Senate proceeded to elect, by ballot, a Third Assistant Secretary in the place of James H. Paddock, resigned.

Mr. Woodard put in nomination Mr. H. S. Phelps.

Mr. Nicholson moved to postpone the election of a Third Assistant Secretary until to-morrow,

And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas 10
Nays 22

Those voting in the affirmative are,

Messrs. Boyd,
Carter,
Donahue,
Flagg,

Messrs. Hampton,
Nicholson,
Senter,

Messrs. Tincher,
Underwood,
Washburn.

Those voting in the negative are,

Messrs. Alexander,
Anderson,
Bush,
Daggett,
Dore,
Early,
Eddy,
Fuller,

Messrs. Holcomb,
Landrigan,
Lanning,
Little,
Marsh,
Pierce,
Solomon,

Messrs. Starnes.
Strevell,
Van Dorston,
Voris,
Whiting,
Williams,
Woodard.

So the Senate refused to postpone the election of Third Assistant Secretary.

Mr. Marsh put in nomination Mr. Henry L. Boris, as Third Assistant Secretary of the Senate.

Mr. Alexander put in nomination Mr. Thomas J. Johnson, as Third Assistant Secretary of the Senate.

The President appointed as tellers, Senators Little and VanDorston.

The Senate then proceeded to ballot for Third Assistant Secretary ; which resulted as follows :

Mr. Phelps received four votes.

Mr. Johnson received seven votes.

Mr. Boris received twenty-two votes.

Mr. Boris, having received a majority of all the votes cast, was declared elected Third Assistant Secretary of the Senate.

The resolution offered yesterday by Mr. Alexander, concerning the levy and collection of taxes, was adopted.

Mr. Early introduced

Senate bill, No. 275, for "An act to secure to all persons freedom in the selection of an occupation or profession."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Little introduced

Senate bill, No. 276, for "An act to increase the jurisdiction of justices of the peace and police magistrates."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Woodard introduced

Senate bill, No. 277, for "An act relating to the clerks of the courts of record, the recorder of deeds, treasurer, sheriff and coroner in Cook county, their salaries, the fees, emoluments and expenses of their respective offices, their deputies and assistants, and their compensation."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Nicholson introduced

Senate bill, No. 278, for "An act to prohibit fishing on the enclosed premises of another without leave."

Which was read at large a first time, and

Ordered to a second reading.

Senate bill, No. 194, for "An act to amend section two of an act entitled 'an act to enable counties to establish county normal schools.'"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 29
Nays..... 6

Those voting in the affirmative are,

Messrs. Alexander,

Boyd,
Bush,
Carter,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Flagg,

Messrs. Fuller,

Hampton,
Harlan,
Landrigan,
Lanning,
Marsh,
McNulta,
Nicholson,
Pierce,
Senter,

Messrs. Solomon,

Starne,
Strevel,
Tincher,
Underwood,
Van Dorston,
Voria,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Anderson,

Bishop,

Messrs. Holcomb,

Little,

Messrs. Washburn,

Williams.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 173, for "An act to repeal an act therein named,"

Was read at large a third time.

On motion of Mr. Tincher,

The bill was referred to Senator Hampton.

Senate bill, No. 274, for "An act to enable certain villages in this State, having commons derived from foreign grants, to sell and convey the same, and to protect the rights of the inhabitants of such villages in said lands and the proceeds thereof,"

Was taken up, read at large a second time, and

Referred to the committee on judiciary.

Senate bill, No. 273, for "An act to prevent gift enterprises and lotteries from sale of tickets in this State, and to punish persons and newspapers for aiding the same,"

Was taken up, read at large a second time, and

Referred to the committee on judiciary.

Senate bill, No. 263, for "An act to prevent the members of official boards, having control of public works, from becoming interested in the construction thereof,"

Was taken up, read at large a second time, and

Referred to the committee on judiciary.

Senate bill, No. 78, for "An act to simplify conveyances,"

Was taken up, and

Referred to the committee on judiciary.

Senate bill, No. 253, for "An act to provide for annexing and excluding territory to and from cities, towns and villages and to unite cities, towns and villages,"

Was taken up, and

Referred to the committee on municipalities.

Senate bill, No. 155, for "An act to encourage colleges and other seminaries of learning,"

Was taken up, read at large a second time, and

Referred to the committee on education.

Senate bill, No. 261, for "An act to repeal an act entitled 'an act to establish a court of common pleas in the city of Amboy,'"

Was taken up, and,

On motion of Mr. Eddy,

Referred to the committee on judiciary.

Senate bill, No. 207, for "An act to authorize the formation of associations for the improvement of the water power of Fox river, and other rivers and streams in this State,"

Was taken up, and,

On motion of Mr. Eddy,

Referred to the committee on corporations.

Senate bill, No. 55, for "An act to establish the Illinois Hospital for Inebriates,"

Was taken up, and,

On motion of Mr. Eddy,

Referred to the committee on state charitable institutions.

Senate bill, No. 238, for "An act to provide further compensation to the judges of the superior and circuit courts and State's attorney in Cook county,"

Was taken up, read at large a second time, and

Referred to the committee on fees and salaries.

Senate bill, No. 154, for "An act relating to the rights and liabilities of husband and wife,"

Was taken up, read at large a second time, and

Referred to the committee on judiciary.

Senate bill, No. 239, for "An act to enable cities, towns and villages to vacate and lease or sell parks and commons,"

Was taken up, read at large a second time, and

Referred to the committee on municipalities.

Mr. Voris moved to reconsider the vote whereby the Senate advised and consented to the nomination of the Governor for commissioners of Lincoln Park, Chicago, and to lay that motion on the table; which motion was decided in the affirmative.

Senate bill, No. 97, for "An act in relation to the establishment of gas companies,"

Was taken up, read at large a second time, and

Referred to the committee on municipalities.

Senate bill, No. 266, for "An act to provide for issuing writs of certiorari in vacation,"

Was taken up, read at large a second time, and

Referred to the committee on judiciary.

Senate bill, No. 216, for "An act concerning corporations, and for the regulation of the managers, agents and officers thereof,"

Was taken up, and,

On motion of Mr. Underwood,

Referred to the committee on corporations.

Senate bill, No. 270, for "An act to compensate the commissioners of the State Board of Public Charities,"

Was taken up, read at large a second time, and

Referred to the committee on state charitable institutions.

Senate bill, No. 269, for "An act concerning Canada thistles,"

Was taken up, read at large a second time, and

Referred to the committee on agriculture and drainage.

House bill, No. 519, for "An act to restore uniformity in the taxation of real and personal property for all purposes in the several counties in this State,"

Was taken up, read at large a second time, and

Referred to the committee on revenue.

House bill, No. 347, for "An act making appropriations for the completion of the Northern Insane Asylum at Elgin, and for furnishing and maintaining a part of the same for 1871 and 1872."

Was taken up, and,

On motion of Mr. Eddy,

Referred to the committee on state charitable institutions.

At 11:30 o'clock A. M.,

On motion of Mr. Underwood,

The Senate adjourned until 4 o'clock P. M.

FOUR O'CLOCK, P. M.

Senate met, pursuant to adjournment.

Mr. Boyd, from the judiciary committee, to which was referred Senate bill, No. 273, for "An act to prevent gift enterprises and lotteries from sale of tickets in this State, and to punish persons and newspapers for aiding the same," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered engrossed and printed for a third reading.

Mr. Boyd, from the judiciary committee, to which was referred Senate bill, No. 263, for "An act to prevent the members of official boards, having control of public works, from becoming interested in the construction thereof," reported the same back, with amendments, and recommended its passage as amended.

The report of the committee was concurred in, the amendment adopted, and the bill

Ordered engrossed and printed for a third reading.

Mr. Boyd, from the judiciary committee, to which was referred House bill, No. 246, for "An act to repeal an act incorporating the city of Nashville, in Washington county," reported the same back, and recommended its passage.

The consideration of the bill was postponed.

Mr. Underwood, from the judiciary committee, to which was referred Senate bill, No. 274, for "An act to enable certain villages in this State having commons, derived from foreign grants, to sell and convey the same, and to protect the rights of the inhabitants of such villages in said lands and the proceeds thereof," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered engrossed and printed for a third reading.

Mr. Hampton, from the special committee, consisting of himself, to which was referred Senate bill, No. 173, for "An act to repeal an act therein named," reported the same back, and recommended its passage.

The bill, having been read at large a third time,

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....28
Nays..... 3

Those voting in the affirmative are,

Messrs. Anderson,
Bishop,
Boyd,
Carter,
Daggett,
Dore,
Early,
Eddy,
Flagg,
Fuller,

Messrs. Hampton,
Harlan,
Landrigan,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Senter,

Messrs. Solomon,
Starnes,
Strevell,
Tineher,
Underwood,
Van Dorston,
Washburn,
Whiting,
Williams.

Those voting in the negative are,

Mr. Bush,

Mr. Holcomb,

Mr. Lanning.

Mr. Underwood offered the following amendment to the title of Senate bill No. 173; which was adopted:

Strike out "therein named," in the title, and insert, "in relation to fees of certain county officers."

The title, as amended, was then adopted.

Ordered that the title be as amended, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

A message from the House of Representatives, by Mr. Reece.

Mr. President: I am instructed to inform the Senate that the House of Representatives has adopted the following resolutions, to-wit:

Resolved by the House of Representatives, the Senate concurring herein, That our Senators in Congress are instructed, and our Representatives are requested, to use all honorable means to procure the passage of a law giving to each soldier and seaman who served in the army of the United States during the late rebellion, and who was honorably discharged, or in case of the death of such soldier or seaman, then to their legal heirs, one hundred and sixty acres of land, to be selected out of any lands subject to private entry, without subjecting said soldier, seaman, or their heirs, to settle thereon, or any other condition that would work a hardship on such soldier, seaman or their heirs.

Resolved, That a copy of this resolution be sent to each of our Senators and Representatives in Congress.

Also the following:

WHEREAS the judges of the circuit and district courts of the United States for the Northern District of Illinois have had their Illinois Reports and Statutes of the State of Illinois burned at the recent fire in Chicago; therefore,

Resolved by the House of Representatives, the Senate concurring herein, That the Secretary of State furnish said judges, each, with a copy of the Illinois Reports and of the Statutes of the State of Illinois.

In the adoption of which I am instructed to ask the concurrence of the Senate.

Mr. Eddy introduced

Senate bill, No. 279, for "An act to enable towns, cities and villages to acquire and maintain public parks and drives."

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on municipalities.

The House message, concerning the appropriation by Congress of land to soldiers of the late war, was taken up, and

Referred to the committee on military affairs.

The House message, concerning the giving of certain law books to courts in Chicago, was taken up, and

Referred to the committee on finance.

Mr. Marsh moved to reconsider the vote whereby the motion of Mr. Starne, to print the Governor's message, was laid on the table.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 23
Nays 9

Those voting in the affirmative are,

Messrs. Anderson,
Bishop,
Bush,
Daggett,
Dore,
Early,
Eddy,
Flagg,

Messrs. Fuller,
Harlan,
Holcomb,
Landrigan,
Lanning,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Solomon,
Starne,
Strevell,
Van Dorston,
Washburn,
Williams.

Those voting in the negative are,

Messrs. Boyd,
Carter,
Hampton,

Messrs. Little,
Senter,
Tincher,

Messrs. Underwood,
Whiting,
Woodard.

So the vote was reconsidered.

The question then being on the motion to lay on the table,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas.....10
Nays.....22

Those voting in the affirmative are,

Messrs. Boyd,
Carter,
Flagg,
Hampton,

Messrs. Little,
Senter,
Tincher,

Messrs. Underwood,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Anderson,
Bishop,
Bush,
Daggett,
Dore,
Early,
Eddy,
Fuller,

Messrs. Harlan,
Holcomb,
Landrigan,
Lanning,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Solomon,
Starne,
Strevell,
Van Dorston,
Washburn,
Williams.

So the motion to lay on the table was not agreed to.

Mr. Tincher moved to refer the matter of printing Governor's message to the committee on judiciary.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....17
Nays.....15

Those voting in the affirmative are,

Messrs. Boyd,
Carter,
Daggett,
Eddy,
Flagg,
Hampton,

Messrs. Lanning,
Little,
Nicholson,
Pierce,
Senter,
Strevell,

Messrs. Tincher,
Underwood,
Van Dorston,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Anderson,
Bishop,
Bush,
Dore,
Early,

Messrs. Fuller,
Harlan,
Holcomb,
Landrigan,
Marsh,

Messrs. McNulta,
Solomon,
Starne,
Washburn,
Williams.

So the matter was referred to the committee on judiciary.

Leave of absence was granted Mr. Eddy, until Tuesday morning.

At 5:25 o'clock P. M.,

On motion of Mr. McNulta,

The Senate adjourned until 10 o'clock A. M., to-morrow morning.

SATURDAY, NOVEMBER 18, 1871.

Senate met, pursuant to adjournment.

Lieutenant-Governor Dougherty in the chair.

Prayer by Rev. Dr. Bergen.

The journal of yesterday was read by the Secretary, and approved.

Mr. Underwood asked to be excused from serving on the committee on apportionment, and Mr. Carter was appointed in his place.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred Senate bill, No. 269, for "An act concerning Canada thistles," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered engrossed for a third reading, and 250 copies printed.

Mr. Bishop introduced

Senate bill, No. 280, for "An act to repeal the registry law, and to establish registration in cities, towns and villages having five thousand inhabitants and upwards, and in counties having one hundred thousand inhabitants and upwards."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Nicholson introduced

Senate bill, No. 281, for "An act to amend an act entitled 'an act to incorporate Lincoln University,' approved February 16, 1865."

On motion of Mr. Nicholson,

The bill was referred to committee on corporations, without reading.

Mr. Woodard introduced

Senate bill, No. 282, for "An act to provide for the restoration of record evidence of title to and interest in lands, when the records are lost, destroyed or effaced, and for the protection of owners and persons interested in such lands."

Which was read at large a first time, and

Ordered to a second reading.

On motion of Mr. Woodard,

The bill was referred to the committee on judiciary.

Mr. Fuller introduced

Senate bill, No. 283, for "An act to establish the salaries of the executive officers of this State."

Which was read at large a first time, and

Ordered to a second reading.

On motion of Mr. Fuller,

The bill was referred to the committee on fees and salaries.

On motion of Mr. Underwood,

Senate bill, No. 146, for "An act in regard to the practice in actions of ejectment,"

Was taken from the table, and

Referred to the committee on judiciary.

On motion of Mr. Early,

Senate bill, No. 120, for "An act to incorporate and to govern fire, marine and inland navigation and life insurance companies, doing business in the State of Illinois,"

Was taken up, and

Recommitted to the committee on insurance.

Senate bill, No. 276, for "An act to increase the jurisdiction of justices of the peace and police magistrates,"

Was taken up, read at large a second time, and

Referred to the committee on judiciary.

Senate bill, No. 278, for "An act to prohibit fishing on the inclosed premises of another, without leave,"

Was taken up, read at large a second time, and

Referred to the committee on agriculture and drainage.

Senate bill, No. 277, for "An act relating to the clerks of the courts of record, the recorder of deeds, treasurer, sheriff and coroner in Cook county, their salaries, the fees, emoluments and expenses of their respective offices, their deputies and assistants, and their compensation,"

Was taken up, read at large a second time, and

Referred to the committee on fees and salaries.

Mr. Hampton's resolution of yesterday, relating to official reporting, was then taken up, and,

On his motion,

The consideration thereof was postponed until Tuesday next.

Leave of absence was granted Mr. Nicholson, until Monday next.

At 11:07 o'clock A. M.,

On motion of Mr. Fuller,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

On motion of Mr. Boyd,

A call of the Senate was ordered, when

The following Senators (22) answered to their names:

Messrs. Anderson,
Bishop,
Boyd,
Carter,
Daggett,
Dore,
Early,
Fuller,

Messrs. Hampton,
Harlan,
Holcomb,
Landrigan,
Little,
Senter,
Starnes,

Messrs. Strevell,
Tincher,
Underwood,
Van Dorston,
Voris,
Washburn,
Wilkinson.

On motion of Mr. Van Dorston,

Leave of absence was granted Mr. Alexander until Monday.

On motion of Mr. Voris,

Leave of absence was granted Mr. Solomon until Monday.

On motion of Mr. Early,
Leave of absence was granted Mr. Marsh until Tuesday.

On motion of Mr. Landrigan,
Leave of absence was granted Mr. Jackson until Monday.

On motion of Mr. Underwood,
Leave of absence was granted Mr. Flagg until Wednesday.

On motion of Mr. Tincher,
Leave of absence was granted Mr. Langley until Monday.

At 3:10 o'clock P. M.,

On motion of Mr. Strevell,
The Senate adjourned until Monday, at 10 o'clock A. M.

MONDAY, NOVEMBER 20, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Carnahan.

The journal of Saturday last was read by the Secretary and approved.

The President presented the following communication from the Auditor, which was referred to the committee on revenue:

STATE OF ILLINOIS, AUDITOR'S OFFICE,
SPRINGFIELD, November 20, 1871.

HON. JOHN DOUGHERTY, *President of the Senate* :

SIR:—In reply to the resolution of the Senate asking "what per cent. of the State and county taxes is required under the present laws to pay the cost of assessing the property, levying and collecting said taxes," I have the honor to say, that a careful estimate was made on the basis of the assessment of 1870, and the per cent. for that year was five and two-fifths for all expenses for levying, assessing and collecting the State and county, school and all other taxes of that year, collected on the State assessment—the amount being \$17,087,399.

Of course this does not include abatements for insolvencies, removals, errors, forfeited property, etc., etc.

I have the honor to be,

Very respectfully,

C. E. LIPPINCOTT.

The President presented a petition from the Berean Congregational Association of Illinois; which was

Referred to the committee on domestic relations.

Mr. Boyd, from the committee on judiciary, to which was referred House bill, No. 23, for "An act to repeal an act entitled 'an act to amend chapter thirty of the Revised Statutes entitled 'Bigamy,'" reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

On motion of Mr. Little,
A call of the Senate was ordered, when

The following Senators (26) answered to their names:

Messrs. Anderson,
Bishop,
Boyd,
Bush,
Carter,
Daggett,
Donahue,
Early,
Fuller,

Messrs. Hampton,
Harian,
Holcomb,
Landrigan,
Little,
McNulta,
Richardson,
Senter,
Starne,

Messrs. Strevell,
Tincher,
Underwood,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams.

On motion of Mr. Voris,
Leave of absence was granted Mr. Dore.

On motion of Mr. Daggett,
Leave of absence was granted Mr. Pierce until to-morrow.

On motion of Mr. Whiting,
Leave of absence was granted Mr. Crawford.

On motion of Mr. Wilkinson,
Leave of absence was granted Mr. Edsall.

Mr. Fuller moved to adjourn until two o'clock; which motion was lost.

On motion of Mr. Strevell,
Further proceedings under the call were dispensed with.

A message from the House of Representatives, by Mr. Hay:

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

WHEREAS it is of great importance to the people of this State that the bill now pending before Congress, increasing our representation in Congress, be passed during the present session of this General Assembly, in order to enable the committee on congressional apportionment to apportion the State thereunder; therefore be it

Resolved by the House of Representatives, the Senate concurring herein, That our Senators be instructed and our Representatives be requested to press the aforesaid bill to a final passage as soon as possible after the next meeting of Congress.

In the adoption of which I am instructed to ask the concurrence of the Senate.

House bill, No. 23, for "An act to repeal an act entitled 'an act to amend chapter thirty of Revised Statutes entitled 'Bigamy,'"

Was taken up and read at large a second time, and

Ordered to a third reading and to be printed.

Mr. Hampton introduced

Senate bill, No. 284, for "An act to repeal a part of 'an act in relation to the election of officers in the city of Macomb.'"

Which was read at large a first time, and

Ordered to a second reading.

Mr. Underwood introduced

Senate bill, No. 285, for "An act in relation to bridges across rivers on the borders of this State."

Which was read at large a first time, and

Ordered to a second reading.

Senate bill, No. 280, for "An act to repeal the registry law and to establish registration in cities, towns and villages having five thousand inhabitants and upwards, and in counties having one hundred thousand inhabitants and upwards,"

Was taken up, read at large a second time, and
Referred to the committee on judiciary.

Mr. Carter introduced

Senate bill, No. 286, for "An act to authorize the formation of corporations for the investment of money on real and personal property in this State."

Which was read at large a first time, and
Ordered to a second reading.

On motion of Mr. Carter,
Referred to the committee on corporations.

Mr. Underwood introduced

Senate bill, No. 287, for "An act to permanently establish the center of all counties in this State, to punish defacing and removing of the evidences thereof, and to fix the boundaries of counties on the Mississippi river."

Which was read at large a first time, and
Ordered to a second reading.

House message of to-day concerning apportionment, was taken up, and the Senate concurred with the House in the adoption of the same.

On motion of Mr. Bishop,
Senate bill, No. 99, for "An act concerning conveyances,"

Was taken up, and
Referred to the committee on judiciary.

Leave of absence was granted Mr. Boyd for two weeks from to-morrow.

At 11:10 o'clock A. M.,

On motion of Mr. Fuller,
Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

Mr. Bishop, from the committee on judiciary, to which was referred Senate bill, No. 280, for "An act to repeal the registry law, and to establish registration in cities, towns and villages having five thousand inhabitants and upwards, and in counties having one hundred thousand inhabitants and upwards," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered engrossed and printed for a third reading.

Mr. Harlan, from the committee on enrolled and engrossed bills, reports the following as correctly engrossed, to-wit:

Senate bill, No. 263, for "An act to prevent the members of official boards, having control of public works, from becoming interested in the construction thereof."

Senate bill, No. 100, for "An act in regard to mills and millers, and dams for mills and other machinery and navigation."

Senate bill, No. 273, for "An act to prevent gift enterprises and lotteries from sale of tickets in this State, and to punish persons and newspapers for aiding the same."

Senate bill, No. 269, for "An act concerning Canada thistles."

Senate bill, No. 274, for "An act to enable certain villages in this State, having common derived from foreign grants, to sell and convey the same, and to protect the rights of the inhabitants of such villages in said lands and the proceeds thereof."

Mr. Whiting offered the following resolution; which, laid over, under the rule :

Resolved by the Senate, the House of Representatives concurring herein, That our Senators in Congress are hereby instructed, and our Representatives requested, to use all honorable means to procure such a modification of the tariff as to permit lumber to be imported free from duty.

On motion of Mr. Epler,

Senate bill, No 54, for "An act to amend the law in respect to injuries to the person,"

Was taken up, and

Ordered engrossed and printed for a third reading.

Mr. Washburn entered a motion to reconsider the vote by which the Senate concurred with the House in adopting the joint resolution of to-day relating to apportionment.

On motion of Mr. Washburn,

The Secretary of the Senate was instructed to request the House to return the joint resolution relating to apportionment.

Mr. Bush introduced

Senate bill, No. 288, for "An act to repeal a certain section of an act therein named."

Which was read at large a first time, and,

On motion of Mr. Bush,

Referred to the committee on education.

At 3:25 o'clock P. M.,

On motion of Mr. Harlan,

The Senate adjourned until 10 o'clock to-morrow morning.

TUESDAY, NOVEMBER 21, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Carnahan.

The journal of yesterday was being read, when,

On motion of Mr. Strevell,

The further reading of the same was dispensed with.

Mr. President: I am directed by the House of Representatives to return herewith the joint resolution relative to congressional apportionment, in obedience to the request of the Senate.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred Senate bill, No. 251, for "An act concerning hedge fences along the public roads in this State," reported the same back, with amendments, and recommended the adoption of the same."

Ordered to be engrossed and printed for a third reading.

The report of the committee was concurred in, the bill read at large a first time, and

Ordered to a second reading.

On motion of Mr. Underwood,
Referred to the committee on judiciary.

Mr. Pierce offered the following resolution :

Resolved, That the President be requested to appoint Moses A. True as an additional page of the Senate.

On motion of Mr. Pierce,

The rules were suspended.

And the question being upon the adoption of the resolution,

And the yeas and nays being demanded,

It was decided in the negative, as follows:

	{ Yeas.....	13
	{ Nays	15

Those voting in the affirmative are,

**Messrs. Pierce,
Reddick,
Senter,
Strevell.**

Those voting in the negative are,

**Messrs. Voris,
Washburn,
Whiting,
Wilkinson,
Williams.**

So the resolution was not adopted.

Mr. Hampton introduced
Senate bill, No. 289, for "An act to amend chapter one hundred
and six of the Revised Statutes entitled 'Venue.'"

Which was read at large a first time, and
 Ordered to a second reading, and
 Referred to the committee on judiciary.

On motion of Mr. Voris,

The vote by which the resolution of Mr. Pierce, of this morning, relative to the appointment of Moses A. True as a page of the Senate was lost, was reconsidered.

The question then being upon the adoption of the resolution of Mr. Pierce,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 16
 { Nays 11

Those voting in the affirmative are,

Messrs. Bishop,
 Daggett,
 Early,
 Fuller,
 Harlan,
 Landrigan,

Messrs. Langley,
 McNulta,
 Nicholson,
 Pierce,
 Reddick,

Messrs. Senter,
 Strevell,
 Underwood,
 Voris,
 Whiting.

Those voting in the negative are,

Messrs. Anderson,
 Bush,
 Carter,
 Hampton,

Messrs. Holcomb,
 Little,
 Richardson,
 Starne.

Messrs. Washburn,
 Wilkinson,
 Williams.

So the resolution was adopted.

Mr. Early asked leave of absence for Messrs. Bangs and Marsh until Thursday; which was granted.

Mr. McNulta asked leave of absence for Mr. Donahue until Saturday; which was granted.

Mr. Underwood asked leave of absence until Monday next; which was granted.

Mr. Nicholson asked leave of absence for Mr. Solomon until tomorrow; which was granted.

Senate bill, No. 269, for "An act concerning Canada thistles,"
 Was taken up and read at large a third time.

On motion of Mr. Pierce,

The bill was recommitted to the committee on agriculture and drainage.

Mr. Harlan, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly engrossed:

Senate bill, No. 54, for "An act to emend the law in respect to injuries to the person."

Mr. Pierce asked leave of absence for Mr. Griggs, Secretary of the Senate, for two days; which was granted.

At 12:28 o'clock P. M.,

On motion of Mr. Voris,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK, P. M.

Senate met, pursuant to adjournment.

Senate bill, No. 100, for "An act in regard to mills and millers, and dams for mills and other machinery and navigation,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas.....17
Nays.....10

Those voting in the affirmative are,

Messrs. Bishop,
Carter,
Early,
Fuller,
Holcomb,
Jewett,

Messrs. Landrigan,
McNulta,
Nicholson,
Pierce,
Senter,
Starne,

Messrs. Tincher,
Underwood,
Voria,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Anderson,
Bush,
Epler,
Hampton,

Messrs. Harlan,
Langley,
Reddick,

Messrs. Richardson,
Washburn,
Williams.

Mr. Hampton moved to reconsider the vote whereby Senate bill No. 100 was lost; which motion was decided in the affirmative.

On motion of Mr. Underwood,

Senate bill No. 100 was made the special order for Tuesday next, at 10 o'clock A. M.

Senate bill, No. 54, for "An act to amend the law in respect to injuries to the person,"

Was taken up, read at large a third time, and,

On motion of Mr. Jewett,

Was made the special order for Wednesday, Nov. 29th, 1871, at 11 o'clock A. M.

Senate bill, No. 287, for "An act to permanently establish the center of all counties in this State, to punish defacing and removing of the evidences thereof, and to fix the boundaries of counties on the Mississippi river,"

Was taken up, read at large a second time, and,

On motion of Mr. Underwood,

Referred to the committee on counties and township organization.

Senate bill, No. 284, for "An act to repeal a part of 'an act in relation to the election of officers in the city of Macomb,'"

Was taken up, read at large a second time, and

Referred to the committee on judiciary.

Senate bill, No. 285, for "An act in relation to bridges across rivers on the borders of this State,"

Was taken up, read at large a second time, and

Referred to the committee on corporations.

The resolution which was made the special order for to-day, concerning official reporting, was then taken up for consideration.

Mr. Richardson offered the following amendment to the resolution: Amend by striking out the words "twenty-five" before "dollars," wherever it appears, and insert the word "fifteen."

Which amendment was lost.

Mr. Carter offered the following amendment:

Strike out the words "per day," where it stands in connection with the three days of adjournment.

On motion of Mr. Bishop,

The resolution was referred to a special committee of five, with instructions to report in the morning.

The Chair appointed as such committee Senators Bishop, Early, Fuller, Carter and Hampton.

The House message returning the House resolution concerning apportionment, was taken up for consideration.

The question being, "Will the Senate reconsider the vote whereby the resolution was passed?" it was decided in the affirmative.

On motion of Mr. Washburn,

The resolution was referred to the committee on apportionment.

Mr. Pierce introduced

Senate bill, No. 290, for "An act to provide means to pay the expense of renting and furnishing suitable accommodations for the Illinois Charitable Eye and Ear Infirmary."

Which was read at large a first time, and

Ordered to a second reading.

On motion of Mr. Fuller,

Referred to the committee on state charitable institutions.

On motion of Mr. Hampton,

The rules were dispensed with, and the following resolution was adopted:

Resolved, That 150 copies of the revised rules of the Senate be printed, with an equal number of House and Joint rules; also names of committees and members thereof be inserted.

At 4:15 o'clock P. M.,

On motion of Mr. Fuller,

The Senate adjourned until 10 o'clock to-morrow morning.

WEDNESDAY, NOVEMBER 22, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Pierce.

The journal of yesterday was being read, when,

On motion of Mr. Tinscher,

The further reading of the same was dispensed with.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred Senate bill, No. 269, for "An act concerning Canada thistles," reported the same back, with amendments, and recommended the adoption of the amendments.

The report of the committee was concurred in, and the amendments adopted.

Mr. Starne offered the following amendment: Amend by striking out the word "shall," in the second line of section 1, and substitute the word "may."

The question being on the adoption of the amendment,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....21
Nays.....10

Those voting in the affirmative are,

Messrs. Anderson,
Bishop,
Bush,
Carter,
Daggett,
Dore,
Fuller,

Messrs. Harlan,
Jewett,
Kerr,
Landrigan,
Langley,
Richardson,
Senter,

Messrs. Solomon,
Starne,
Tincher,
Van Dorston,
Washburn,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Early,
Eddy,
Hampton,
Holcomb,

Messrs. Little,
Nicholson,
Pierce,

Messrs. Reddick,
Strevell,
Whiting.

So the amendment was adopted.

The bill, as amended, was then ordered engrossed and printed for a third reading.

Mr. Bishop, from the special committee to which was referred the resolution concerning official reporting, reported the following substitute for the resolution, with the original, and also a contract presented by Messrs. Bartlett and Hickox, and recommended the adoption of the substitute:

Resolved by the Senate, the House of Representatives concurring herein, That there be an official synoptical report of the proceedings of the present session of the Twenty-seventh General Assembly: *Provided*, that (exclusive of necessary stationery) such report be made for \$25 per day, and no more, for each house, except that in case of three days' consecutive adjournment, the rate shall be \$25 per day, in full for such three days, after which all pay shall cease during such adjournment: *And, provided, further*, that such report equal, but not exceed, five columns solid nonpareil, Illinois State Journal size, and be published daily, absolutely free of expense to the State.

Strike out all after the word "that," in the third line, and insert:

"The General Assembly accept the proposition of A. L. Bartlett and Volney Hickox, hereto annexed, for reporting the proceedings of this session, and hereby authorize them to proceed, under said contract, as official reporters of this General Assembly: *Provided*, the State shall in no way pay or become responsible for the stationery used by the reporters in reporting for this General Assembly, or for the printing paper upon which the reports shall be printed.

**Messrs. Starnes,
Washburn,
Williams.**

Those voting in the negative are,

Messrs. Carter,
Daggett,
Dore,
Early,
Eddy,
Fuller,
Hampton,
Jewett,

Messrs. Kerr,
Landrigan,
Langley,
Little,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Senter,
Strevell,
Tincher,
Van Dorston,
Whiting,
Wilkinson.

So the Senate refused to lay Mr. McNulta's motion on the table.

The vote whereby Mr. Epler's amendment was adopted, was then reconsidered.

Mr. Harlan moved to amend, by striking out "640" and inserting "160."

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 6
Nays..... 27

Those voting in the affirmative are,

Messrs. Carter,
Daggett,

Messrs. Dore,
Eddy,

Messrs. Kerr,
Williams.

Those voting in the negative are,

Messrs. Anderson,
Bishop,
Bush,
Early,
Epler,
Fuller,
Hampton,
Harlan,
Holcomb,

Messrs. Jewett,
Landrigan,
Langley,
Little,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starne,
Strevell,
Tincher,
Van Dorston,
Washburn,
Whiting,
Wilkinson.

So the amendment was not adopted.

On motion of Mr. Fuller,

Debate on the amendment was closed.

The question then being on the adoption of the amendment offered by Mr. Epler,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 13
Nays..... 20

Those voting in the affirmative are,

Messrs. Anderson,
Bishop,
Bush,
Epler,
Harlan,

Messrs. Holcomb,
Landrigan,
Reddick,
Richardson,

Messrs. Solomon,
Starne,
Washburn,
Williams.

Those voting in the negative are,

Messrs. Carter,
Daggett,
Dore,
Early,
Eddy,
Fuller,
Hampton,

Messrs. Jewett,
Kerr,
Langley,
Little,
McNulta,
Nicholson,
Pierce,

Messrs. Senter,
Strevell,
Tincher,
Van Dorston,
Whiting,
Wilkinson.

So the amendment was not adopted.

The question then being on the adoption of the original resolution, offered by Mr. Kerr,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 33
Nays..... 0

Those voting in the affirmative are,

Messrs. Anderson,
Bishop,
Bush,
Carter,
Daggett,
Dore,
Early,
Eddy,
Epler,
Fuller,
Hampton,

Messrs. Harlan,
Holcomb,
Jewett,
Kerr,
Landrigan,
Langley,
Little,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starne,
Strevel,
Tincher,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Williams.

So the original resolution was adopted.

Mr. Eddy, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly engrossed :

Senate bill, No. 280, for "An act to repeal the registry law, and to establish registration in cities, towns and villages having five thousand inhabitants and upwards, and in counties having one hundred thousand inhabitants and upwards."

Mr. Van Dorston introduced

Senate bill, No. 291, for "An act to make an appropriation to complete the north wing of the Southern Insane Asylum."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Dore introduced

Senate bill, No. 292, for "An act to provide for the re-assessment of property, when the records of assessment have been lost or destroyed."

Which was read at large a first time, and

Ordered to a second reading.

On motion of Mr. Dore,

The bill was referred to the committee on judiciary.

Mr. Reddick introduced

Senate bill, No. 293, for "An act to authorize cities having a population not exceeding fifteen thousand inhabitants, to levy and collect taxes for corporate purposes."

Which was read at large a first time, and

Ordered to a second reading.

On motion of Mr. Reddick,

The bill was referred to committee on municipalities.

Mr. Carter introduced

Senate bill, No. 294, for "An act concerning the appointment and removal of city officers, in all cities in this State having more than one hundred thousand inhabitants, conferring additional powers and duties upon the mayors of such cities, and concerning appropriation bills or ordinances that may be passed in such cities."

Which was read at large a first time, and

Ordered to a second reading.

Senate bill, No. 274, for "An act to enable certain villages in this State having commons, derived from foreign grants, to sell and convey the same, and to protect the rights of the inhabitants of such villages in said lands and the proceeds thereof,"

Was taken up and read at large a third time.

On motion of Mr. Anderson,

It was made the special order for Friday, December 1, 1871, at 11 o'clock A. M.

Senate bill, No. 273, for "An act to prevent gift enterprises and lotteries from sale of tickets in this State, and to punish persons and newspapers for aiding the same,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 32
Nays 0

Those voting in the affirmative are,

Messrs. Anderson,
Bishop,
Bush,
Carter,
Daggett,
Dore,
Early,
Eddy,
Epler,
Fuller,
Hampton,

Messrs. Harlan,
Holcomb,
Jewett,
Kerr,
Landrigan,
Langley,
Little,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starne,
Strevel,
Tinoher,
Van Dorston,
Washburn,
Wilkinson,
Williams.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 263, for "An act to prevent members of official boards having control of public works from becoming interested in the construction thereof,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 28
Nays 4

Those voting in the affirmative are,

Messrs. Bishop,
Carter,
Daggett,
Dore,
Early,
Eddy,
Epler,
Fuller,
Hampton,
Harlan,

Messrs. Jewett,
Kerr,
Landrigan,
Langley,
Little,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starne,
Strevel,
Tinoher,
Van Dorston,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Anderson,
Bush,

Mr. Holcomb,

Mr. Washburn.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

House bill, No. 23, for "An act to repeal an act entitled 'an act to amend chapter thirty of Revised Statutes, entitled "Bigamy,"' approved February 8, 1853,"

Was read at large a third time.

On motion of Mr. McNulta,

It was postponed until Thursday, at 11 o'clock A. M.

House bill, No. 246, for "An act to repeal an act incorporating the city of Nashville, in Washington county,"

Was read at large a third time.

On motion of Mr. Van Dorston,

It was made the special order for Monday, November 27, 1871, at 11 o'clock A. M.

At 5:05 o'clock P. M.,

On motion of Mr. Eddy,

The Senate adjourned.

THURSDAY, NOVEMBER 23, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Carnahan.

The journal of yesterday was being read, when,

On motion of Mr. Pierce,

The further reading of the same was dispensed with.

Mr. Nicholson presented a petition from the board of supervisors of Logan county, relating to the office of county superintendent of schools; which was

Referred to the committee on education.

Mr. Carter presented a petition from certain citizens of Chicago, relating to insurance; which was

Referred to a select committee of three,

The President appointed Messrs. Carter, Jewett and Crawford as such committee.

On motion of Mr. Fuller,

A call of the Senate was ordered, when

The following Senators (26) answered to their names:

Messrs. Bishop,
Bush,
Carter,
Crawford,
Daggett,
Early,
Eddy,
Fuller,
Hampton,

Messrs. Harlan,
Holcomb,
Jewett,
Landrigan,
Langley,
Little,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starnes,
Strevell,
Tinscher,
Washburn,
Whiting.

On motion of Mr. Pierce,

Further proceedings under the call were dispensed with.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred Senate bill, No. 278, for "An act to prohibit fishing on the enclosed premises of another without leave," reported the same back and recommended its passage.

Mr. Hampton moved to amend the bill by striking out the work "hook."

On motion of Mr. Voris,

The previous question was ordered.

The question then being upon the adoption of Mr. Hampton's amendment,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas.....11
Nays.....16

Those voting in the affirmative are,

Messrs. Bishop,
Bush,
Early,
Eddy,

Messrs. Hampton,
Jewett,
Little,
Richardson,

Messrs. Starne,
Tincher,
Voris.

Those voting in the negative are,

Messrs. Anderson,
Carter,
Crawford,
Daggett,
Fuller,
Harian,

Messrs. Holcomb,
Landrigan,
Langley,
Nicholson,
Reddick,

Messrs. Senter,
Solomon,
Strevell,
Washburn,
Whiting.

So the amendment was not adopted.

The bill (S. B. No. 278) was then ordered engrossed and printed for a third reading.

Senate bill, No. 291, for "An act to make an appropriation to complete the north wing of the Southern Insane Asylum,"

Was taken up, read at large a second time, and
Referred to the committee on public buildings.

Mr. Strevell offered the following resolution; which was laid over, under the rule:

WHEREAS it is of the first importance that early action be taken by the committee on fees and salaries upon the important subjects which have been referred it: and, whereas, by reason of the absence of the chairman and other members of said committee, its efficiency is somewhat impaired; therefore be it

Resolved, That the President be requested to make temporary appointments to fill all present vacancies in the said committee, in order that action may be speedily taken in the matter of fixing the compensation of all State, county and town officers, as required by the new constitution.

Senate bill, No. 294, for "An act concerning the appointment and removal of city officers in all cities in this State having more than one hundred thousand inhabitants, conferring additional powers and duties upon the mayors of such cities, and concerning appropriation bills or ordinances that may be passed in such cities,"

Was taken up, read at large a second time, and
Referred to the committee on judiciary.

Mr. Washburn offered the following resolution :

Resolved, That that the Governor be and is hereby requested to return to this Senate, without his action thereon, Senate bill No. 282.

On motion of Mr. Washburn,
The rules were suspended and the resolution was adopted.

On motion of Mr. Strevell,

The special order for to-day at 11 o'clock A. M., which was the consideration of House bill No. 23, was taken up.

House bill, No. 23, for "An act to repeal an act entitled 'an act to amend chapter thirty of the Revised Statutes entitled 'Bigamy,' approved February 8, 1853,'"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 32
Nays 0

Those voting in the affirmative are,

Messrs. Anderson,
Bishop,
Bush,
Carter,
Crawford,
Daggett,
Early,
Eddy,
Fuller,
Hampton,
Harlan,

Messrs. Holcomb,
Jewett,
Kerr,
Landrigan,
Langley,
Little,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starnes,
Strevel,
Tincher,
Van Dorston,
Voria,
Washburn,
Whiting,
Wilkinson.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

Mr. Whiting offered the following resolution :

Resolved, That the judiciary committee are hereby requested to return, with or without their action, Senate bill No. 276, known as the bill for increasing the jurisdiction of justices of the peace.

On motion of Mr. Whiting,
The rules were suspended and the resolution adopted.

On motion of Mr. Whiting,

The joint resolution relating to tariff on lumber, offered by him on Monday, November 20th, 1871, was taken up.

Mr. Dore moved that the resolution be referred to the committee on federal relations.

On motion of Mr. Dore,

The previous question was ordered.

The question then being upon referring the resolution to the committee on federal relations,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 10
Nays 23

Those voting in the affirmative are,

Messrs. Carter,
Dore,
Early,
Eddy,

Messrs. Fuller,
Harlan,
Jewett,

Messrs. Langley,
Little,
Van Dorston,

Those voting in the negative are,

Messrs. Anderson,
Bush,
Crawford,
Daggett,
Hampton,
Holcomb,
Kerr,
Landrigan,

Messrs. Lanning,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,
Solomon,

Messrs. Starne,
Strevell,
Tincher,
Voriss,
Washburn,
Whiting,
Wilkinson.

So the Senate refused to refer the resolution.

The question being upon the adoption of the resolution,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....29
Nays..... 5

Those voting in the affirmative are,

Messrs. Anderson,
Bishop,
Bush,
Crawford,
Daggett,
Dore,
Eddy,
Fuller,
Hampton,
Harlan,

Messrs. Holcomb,
Kerr,
Landrigan,
Langley,
Lanning,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starne,
Strevell,
Tincher,
Voriss,
Washburn,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Carter,
Early,

Messrs. Jewett,
Little,

Mr. Van Dorston.

So the resolution was adopted.

Mr. Dore entered a motion to reconsider the vote whereby Mr. Mr. Whiting's joint resolution, relating to the tariff on lumber, was adopted.

Mr. Dore's motion to reconsider the vote adopting Mr. Whiting's joint resolution, was then taken up.

Mr. Whiting moved to lay the motion of Mr. Dore on the table.
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 11
Nays..... 17

Those voting in the affirmative are,

Messrs. Crawford,
Holcomb,
Langley,
McNulta,

Messrs. Nicholson,
Pierce,
Senter,
Solomon,

Messrs. Strevell,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Anderson,
Bush,
Carter,
Daggett,
Dore,
Early,

Messrs. Epler,
Hampton,
Harlan,
Kerr,
Landrigan,
Little,

Messrs. Reddick,
Richardson,
Starne,
Voriss,
Washburn.

So the Senate refused to lay the motion on the table.

Mr. Little moved a call of the Senate, when

The following Senators (28) answered to their names:

Messrs. Anderson,	Messrs. Holcomb,	Messrs. Senter,
Bush,	Kerr,	Solomon,
Carter,	Landrigan,	Starna,
Crawford,	Langley,	Strevel,
Daggett,	Little,	Van Dorston,
Dore,	Nicholson,	Voria,
Early,	Pierce,	Washburn,
Epler,	Reddick,	Whiting,
Hampton,	Richardson,	Wilkinson.
Harlan,		

Mr. Hampton asked leave of absence for Mr. Williams; which was granted.

Mr. Little asked leave of absence for Mr. Hunter, on account of sickness; which was granted.

On motion of Mr. Bush,

Further proceedings under the call were dispensed with.

Mr. Little moved that the Senate adjourn until 4 o'clock P. M.; which was lost.

At 11:36 o'clock A. M.,

On motion of Mr. McNulta,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

The question being upon the reconsideration of the vote whereby the joint resolution of Mr. Whiting was adopted,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 13
Nays 18

Those voting in the affirmative are,

Messrs. Bishop,	Messrs. Harlan,	Messrs. Little,
Bush,	Jewett,	Richardson,
Carter,	Kerr,	Starna,
Dore,	Lanning,	Voria.
Early,		

Those voting in the negative are,

Messrs. Anderson,	Messrs. Langley,	Messrs. Strevel,
Crawford,	Nicholson,	Tincher,
Eddy,	Pierce,	Van Dorston,
Fuller,	Reddick,	Washburn,
Hampton,	Senter,	Whiting,
Holcomb,	Solomon,	Wilkinson.

So the Senate refused to reconsider the vote.

Mr. Eddy, from the committee on enrolled and engrossed bills, reports the following as correctly engrossed, to-wit :

Senate bill, No. 269, for "An act concerning Canada thistles."

Senate bill, No. 251, for "An act concerning hedge fences along the public roads of this State."

Mr. Van Dorston introduced

Senate bill, No. 295, for "An act to establish the salary of the Lieutenant Governor."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Van Dorston introduced

Senate bill, No. 296, for "An act to make appropriation for the construction and completion of Southern Illinois Normal University."

Which was read at large a first time.

The question being upon ordering the bill to a second reading,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas'.....30
Nays 2

Those voting in the affirmative are,

Messrs Alexander,
Anderson,
Bush,
Crawford,
Dore,
Early,
Eddy,
Fuller,
Hampton,
Harlan,

Messrs. Holcomb,
Jewett,
Landrigan,
Langley,
Lanning,
Little,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starne,
Strevell,
Tincher,
Van Dorston.
Voris,
Washburn,
Whiting,
Wilkinson.

Messrs. Bishop and Carter voted in the negative.

So the bill was ordered to a second reading.

Mr. Pierce, from the committee on state charitable institutions, to which was referred Senate bill, No. 270, for "An act to compensate the commissioners of the State Board of Public Charities," reported the same back, and recommended it be laid on the table until the 4th day of July, 1872.

The report of the committee was concurred in, and the bill

Ordered to lie on the table until the 4th of July, 1872.

Mr. Pierce, from the committee on state charitable institutions, to which was referred House bill, No. 347, for "An act making appropriations for the completion of the Northern Insane Asylum at Elgin, and for furnishing and maintaining a part of the same for 1871 and 1872," reported the same back, and recommended that it be laid on the table until the 4th of July, 1872.

The report of the committee was concurred in, and the bill

Ordered to lie on the table until the 4th of July, 1872.

Mr. Pierce, from the committee on state charitable institutions, to which was referred House bill, No. 369, for "An act to provide for the education of disabled soldiers and orphans of deceased soldiers," reported the same back, and recommended it be laid on the table until the 4th of July, 1872.

The report of the committee was concurred in, and the bill
Ordered to lie on the table until the 4th of July, 1872.

Mr. Pierce, from the committee on state charitable institutions, to which was referred Senate bill, No. 290, for "An act to provide means to pay the expense of renting and furnishing suitable accommodations for the Illinois Charitable Eye and Ear Infirmary," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

The bill was then read at large a second time, and
Ordered engrossed and printed for a third reading.

Mr. Langley entered a motion to reconsider the vote whereby Senate bill No. 270 was laid on the table until the 4th July, 1872.

Mr. Jewett, from the committee on judiciary, to which was referred Senate bill, No. 261, for "An act to repeal an act entitled 'an act to establish a court of common pleas in the city of Amboy,'" reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

The bill was then read at large a second time, and Ordered engrossed and printed for a third reading.

Mr. Fuller, from the committee on judiciary, to which was referred Senate bill, No. 294, for "An act concerning the appointment and removal of city officers in all cities in this State having more than one hundred thousand inhabitants, conferring additional powers and duties upon the mayors of such cities, and concerning appropriation bills or ordinances that may be passed in such cities," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

The bill was then read at large a second time, and Ordered engrossed and printed for a third reading.

Mr. Lanning, from the committee on judiciary, to which was referred Senate bill, No. 278, for "An act to increase the jurisdiction of justices of the peace and police magistrates," reported the same back, and recommended that it be laid on the table until the 4th of July, 1873.

The question being upon concurring with the committee in their report,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 5
Nays..... 28

Those voting in the affirmative are,

**Messrs. Jewett,
Langley.**

**Messrs. Lanning,
Richardson.**

Mr. Van Dorston.

Those voting in the negative are,

Messrs. Alexander,
Anderson,
Bush,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,
Fuller,

Messrs. Hampton,
Holcomb,
Kerr,
Landrigan,
Little,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Senter,
Solomon,
Starne,
Strevell,
Tincher,
Vorls,
Washburn,
Whiting,
Wilkinson.

So the report of the committee was not concurred in.

Mr. Pierce offered the following amendment to Senate bill No. 276: Strike out section 2, and insert: "All justices of the peace, police magistrates and constables, in this State, shall, within twenty days after this act shall take effect, execute office bonds, conditioned as now required by law, in twice the amount of their former bonds, to be approved and filed as their former office bonds; and all justices of the peace, police magistrates and constables, hereafter elected, shall be required to give bonds in twice the amount now required by law."

Mr. Eddy moved the previous question.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....18
Nays.....16

Those voting in the affirmative are,

Messrs. Alexander,
Carter,
Crawford,
Daggett,
Dore,
Early,

Messrs. Eddy,
Fuller,
Hampton,
Jewett,
Little,
Nicholson,

Messrs. Pierce,
Senter,
Tincher,
Vorls,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Anderson,
Bush,
Epler,
Holcomb,
Kerr,
Landrigan,

Messrs. Langley,
Lanning,
McNulta,
Reddick,
Richardson,

Messrs. Solomon,
Starne,
Strevell,
Van Dorston,
Washburn.

So the previous question was ordered.

The amendment to Senate bill No. 276, offered by Mr. Pierce, was then adopted.

The bill was then ordered engrossed and printed for a third reading.

Mr. Richardson, from the committee on judiciary, to which was referred Senate bill, No. 292, for "An act to provide for the re-assessment of property, where the records of assessment have been lost or destroyed," reported the same back, with an amendment, and recommended the adoption of the same.

The report of the committee was concurred in, the amendment adopted, and the bill

Read at large a second time, and

Ordered engrossed and printed for a third reading.

Mr. Alexander then withdrew his motion to reconsider the vote by which Senate bill No. 108 was passed.

Mr. McNulta, from the committee on judiciary, to which was referred Senate bill, No. 289, for "An act to amend chapter one hundred and six of the Revised Statutes, entitled 'Venue,'" reported the same back, and recommended that it lie on the table until the 4th of July, 1872.

Pending the consideration of the report of the committee,

At 5:25 o'clock P. M.,

On motion of Mr. Washburn,

The Senate adjourned until 10 o'clock A. M., to-morrow.

FRIDAY, NOVEMBER 24, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Carnahan.

The journal of yesterday was being read, when,

On motion of Mr. Fuller,

The further reading of the same was dispensed with.

Mr. Washburn presented the credentials of William G. Bowman, elected to fill the vacancy occasioned by the death of Simeon K. Gibson.

John A. McClernand, judge of the Sangamon circuit court, then administered the oath of office to William G. Bowman, Senator elect from the first district.

The consideration of the report of Mr. McNulta, from the committee on judiciary, recommending that Senate bill No. 289 be laid on the table until the 4th of July, 1872, was resumed.

On motion of Mr. Whiting,

The bill was recommitted to the committee on judiciary.

Mr. McNulta, from the committee on judiciary, to which was referred Senate bill, No. 51, for "An act to provide for the purchase of the Illinois reports from the reporter of the supreme court," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

The bill was then read at large a second time, and,

On motion of Mr. Hampton,

Referred to the committee on finance.

Mr. Carter, from the select committee of three, to which was referred a petition relating to insurance, reported the same back, and recommended that it be referred to the committee on insurance.

The report of the committee was concurred in, and the petition

Referred to the committee on insurance.

On motion of Mr. Reddick,

Senate bill, No. 293, for "An act to authorize cities having a population not exceeding fifteen thousand inhabitants, to levy and collect taxes for corporate purposes,"

Was taken from the committee on municipalities, read at large a second time, and

Referred to the committee on finance.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has refused to concur with them in the adoption of the following resolution, to-wit:

Resolved by the Senate, the House of Representatives concurring herein, That the General Assembly accept the proposition of A. L. Bartlett and Volney Hickox, hereto annexed, for reporting the proceedings of this session, and hereby authorize them to proceed, under said contract, as official reporters of this General Assembly: Provided, the State shall in no way pay or become responsible for the stationery used by the reporters in reporting for this General Assembly, or for the printing paper upon which the reports shall be printed.

Senate bill, No. 269, for "An act concerning Canada thistles,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas.....31
Nays 4

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Bush,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,
Flagg,
Fuller,

Messrs. Hampton,
Holcomb,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,

Messrs. Nicholson,
Pierce,
Reddick,
Solomon,
Starne,
Tinchier,
Van Dorston,
Washburn,
Whiting,
Williams.

Those voting in the negative are,

Messrs. Bowman,
Epler,

Mr. Richardson,

Mr. Strevell.

The bill, containing an emergency clause, and not having received a constitutional majority, was declared lost.

Mr. Strevell entered a motion to reconsider the vote whereby Senate bill No. 269 was lost.

Senate bill, No. 280, for "An act to repeal the registry law, and to establish registration in cities, towns and villages having five thousand inhabitants and upwards, and in counties having one hundred thousand inhabitants and upwards,"

Was taken up, read at large a third time, and,

On motion of Mr. Kerr,

Referred to the committee on elections.

Mr. Strevell's motion to reconsider the vote whereby Senate bill No. 269 was lost, was taken up and adopted.

And the question then being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 36
Nays..... 0

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Fuller,	Messrs. Pierce,
Anderson,	Hampton,	Reddick,
Bowman,	Holcomb,	Richardson,
Bush,	Jewett,	Solomon,
Carter,	Kerr,	Starne,
Crawford,	Landrigan,	Strevell,
Daggett,	Langley,	Tincher,
Dore,	Lanning,	Van Dorston,
Early,	Little,	Voria,
Eddy,	Marsh,	Washburn,
Epler,	McNulta,	Whiting,
Flagg,	Nicholson,	Williams.

The bill containing an emergency clause, and having received a two-thirds vote, was declared passed.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 296, for "An act to make appropriation for the construction and completion of Southern Illinois Normal University,"

Was taken up, read at large a second time, and

Referred to the committee on public buildings.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate a written communication:

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT,
SPRINGFIELD, November 24, 1871.

HON. JOHN DOUGHERTY, *President of the Senate*:

In accordance with a resolution which passed the Senate November 23d, I have the honor to return to the Senate, in which it originated, Senate bill No. 232, without official action thereon.

JOHN M. PALMER.

The communication of the Governor was referred to the committee on public buildings.

Senate bill, No. 295, for "An act to establish the salary of the Lieutenant Governor,"

Was taken up and read at large a second time.

Mr. Eddy offered the following amendment: Amend by filling the blank with the words "fifteen hundred dollars."

The question being upon the adoption of the amendment,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 16
Nays 18

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Fuller,	Messrs. Reddick,
Bush,	Langley,	Starne,
Carter,	Marsh,	Tincher,
Daggett,	McNulta,	Van Dorston,
Early,	Pierce,	Voria.
Eddy,		

Those voting in the negative are,

Messrs. Anderson,
Bowman,
Crawford,
Epler,
Flagg,
Hampton,

Messrs. Holcomb,
Kerr,
Landrigan,
Lanning,
Little,
Nicholson,

Messrs. Richardson,
Solomon,
Strevell,
Washburn,
Whiting,
Williams.

So the amendment was not adopted.

Mr. Strevell offered the following amendment to Senate bill No. 295: Insert after the words "salary of," the words "\$1200 per annum, until the expiration of the term of office of the present incumbent in 1872, and one thousand dollars per annum thereafter."

Mr. Eddy offered the following amendment to the amendment: Amend by striking out all after the words "per annum."

The question being on the adoption of the amendment to the amendment,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 21
Nays 13

Those voting in the affirmative are,

Messrs. Alexander,
Carter,
Daggett,
Early,
Eddy,
Flagg,
Fuller,

Messrs. Hampton,
Holcomb,
Landrigan,
Langley,
Lanning,
Marah,
McNulta,

Messrs. Nicholson,
Pierce,
Reddick,
Tincher,
Van Dorston,
Voris,
Williams.

Those voting in the negative are,

Messrs. Anderson,
Bowman,
Bush,
Crawford,
Epler,

Messrs. Kerr,
Little,
Richardson,
Solomon,

Messrs. Strevell,
Washburn,
Whiting,
Wilkinson.

So the amendment to the amendment was adopted.

Mr. Strevell's amendment, as amended, was then adopted.

Mr. Fuller offered the following amendment to Senate bill No. 295; which was adopted:

Strike out all after "appropriate," in first section.

On motion of Mr. Crawford,

The bill (Senate bill No. 295) and amendments were referred to the committee on fees and salaries.

At 12:36 o'clock P. M.,

On motion of Mr. Epler,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

Mr. Van Dorston, from the committee on fees and salaries, to which was referred Senate bill, No. 295, for "An act to establish the salary of the Lieutenant Governor," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill Ordered engrossed and printed for a third reading.

Mr. Van Dorston, from the committee on fees and salaries, to which was referred a resolution, requesting the President of the Senate to certify the pay-roll, in order that certain members who were absent at the special session of the General Assembly be enabled to draw their pay, reported the same back by the following substitute, and recommended the adoption of the same :

Strike out all after the word "resolved," and insert :

"That by virtue of section 21, of article 4, of the constitution, the members of this General Assembly are entitled to receive the sum of five dollars per day, not only during the first session held under the constitution, but "as no change shall be made in the compensation of members of the General Assembly during the term for which they may have been elected," they are equally entitled to receive the sum of five dollars per day during each session of this General Assembly. That though the constitution requires "the pay and mileage allowed to each member" "to be certified by the Speakers of their respective houses," neither the constitution, nor the laws, nor the rules of this Senate, forfeits the pay of members for non-attendance, nor does either of them require the President of the Senate to certify the attendance of Senators at the sittings of the Senate, or to take notice of their absence from the sessions, in making his certificate for pay and mileage of members, and that the Lieutenant Governor be requested to certify the pay-roll of all Senators, that have not heretofore been certified, without reference to their presence or absence from the sittings of the Senate."

On motion of Mr. Van Dorston,

The consideration of the report of the committee was postponed until to-morrow, at 11 o'clock A. M.

Mr. Pierce, from the committee on expenditures of the general assembly, to which was referred a resolution relating to heating apparatus for the Senate chamber, reported the same back by the following substitute, and recommended the adoption of the same :

Strike out all after the word "resolved," and insert the following :

"That the committee on expenditures of the General Assembly be and they are hereby instructed to procure the construction of a steam heating and ventilating apparatus, similar to that in use in the House of Representatives, with pipes of sufficient capacity that they may hereafter be used, if necessary, for heating all the rooms on the east side of the State house, at a cost of not exceeding \$3,440."

The question being upon concurring with the committee in their report,

And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas..... 9
Nays 25

Those voting in the affirmative are,

Messrs. Alexander,
Early,
Fuller,

Messrs. Holcomb,
Lanning,
Pierce,

Messrs. Reddick,
Starnes,
Strevel.

Those voting in the negative are,

Messrs. Anderson,
Bowman,
Bush,
Carter,
Crawford,
Daggett,
Eddy,
Epler,
Flagg,

Messrs. Hampton,
Kerr,
Langley,
Little,
Marsh,
McNulta,
Nicholson,
Richardson,

Messrs. Solomon,
Tinchier,
Van Dorston,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams.

So the Senate refused to concur in the report.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, viz :

House bill, No. 7, for "An act for the protection of farmers and fruit growers."

In the passage of which I am instructed to ask the concurrence of the Senate.

Mr. Crawford moved to recommit the resolution to the committee on expenditures of the general assembly.

Mr. Anderson moved to lay the resolution on the table.

And the yeas and nays being demanded,

It was decided in the negative, as follows : $\left\{ \begin{array}{l} \text{Yeas} \dots\dots\dots 13 \\ \text{Nays} \dots\dots\dots 19 \end{array} \right.$

Those voting in the affirmative are,

Messrs. Anderson,
Bowman,
Eddy,
Hampton,
Langley,

Messrs. Little,
Marsh,
Nicholson,
Richardson,

Messrs. Tinchier,
Van Dorston,
Voris,
Wilkinson.

Those voting in the negative are,

Messrs. Alexander,
Bush,
Carter,
Crawford,
Daggett,
Early,
Flagg,

Messrs. Fuller,
Holcomb,
Landrigan,
Lanning,
McNulta,
Pierce,

Messrs. Reddick,
Solomon,
Starnes,
Strevel,
Whiting,
Williams.

So the Senate refused to lay the resolution on the table.

The question then being upon referring the resolution relating to heating the Senate chamber to the committee on expenditures of the general assembly, it was so referred.

House bill, No. 7, for "An act for the protection of farmers and fruit growers,"

Was taken up and read at large a first time, and
Ordered to a second reading.

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 293, for "An act to authorize cities having a population not exceeding fifteen thousand inhabitants, to levy and collect taxes for corporate purposes," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

The bill was then read at large a second time, and
Ordered engrossed and printed for a third reading.

Mr. Marsh, from the committee on public buildings, to which was referred Senate bill, No. 291, for "An act to make an appropriation to complete the north wing of the Southern Insane Asylum," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, the amendments adopted, and the bill

Ordered to be engrossed and printed for a third reading.

Mr. Eddy, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly enrolled :

House bill, No. 23, for "An act to repeal an act entitled 'an act to amend chapter thirty of the Revised Statutes entitled 'Bigamy,' approved February 8, 1853.'"

Mr. Holcomb asked leave of absence for Mr. Washburn until next Tuesday; which was granted.

Mr. Strevell asked leave of absence for Lewis Zeigler, Sergeant-at-arms, on account of sickness in his family; which was granted.

Mr. Strevell's resolution, of yesterday, relating to filling vacancies in committees, was then taken up and adopted.

Mr. Starne moved that the Senate adjourn until 10 o'clock A. M., to-morrow.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas..... 20
Nays..... 8

Those voting in the affirmative are,

Messrs. Bowman,
Carter,
Crawford,
Early,
Eddy,
Flagg,
Fuller,

Messrs. Holcomb,
Landrigan,
Little,
McNulta,
Reddick,
Richardson,
Solomon,

Messrs. Starne,
Tincher,
Van Dorston,
Voris,
Whiting,
Williams.

Those voting in the negative are,

Messrs. Anderson,
Bush,
Daggett,

Messrs. Hampton,
Lanning,
Nicholson,

Messrs. Pierce,
Strevell.

So, at 4:10 P. M., the Senate adjourned until 10 o'clock to-morrow morning.

SATURDAY, NOVEMBER 25, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Carnahan,

The journal of yesterday was being read, when,

On motion of Mr. Flagg,

The further reading of the same was dispensed with.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

Resolved by the House of Representatives, the Senate concurring herein, That when this General Assembly adjourns on Wednesday next, it shall stand adjourned to Monday, December 4th, at 10 o'clock A. M.

In the adoption of which I am instructed to ask the concurrence of the Senate.

Mr. Williams asked leave of absence for Mr. Richardson until Monday; which was granted.

Mr. Nicholson asked leave of absence for Mr. Solomon until Monday; which was granted.

Mr. Starne asked leave of absence for Mr. Bush until Monday; which was granted.

Mr. Crawford asked leave of absence for Mr. Dore; which was granted.

Mr. Hampton asked leave of absence for Mr. Jewett; which was granted.

Mr. Anderson asked leave of absence for Messrs. Langley and Tincher; which was granted.

Mr. Landrigan asked leave of absence for Mr. Jackson; which was granted.

The joint resolution of the House of Representatives, relating to adjournment, was then taken up, and the Senate refused to concur with the House in the adoption of the same.

Mr. Flagg presented a communication, in the nature of a petition, from the county superintendent of schools of Clay county, relative to the school law; which was

Referred to the committee on education.

The report of the committee on fees and salaries, relative to the pay of certain absent members at the special session of the Legislature, was then taken up and concurred in.

House bill, No. 7, for "An act for the protection of farmers and fruit growers,"

Was taken up, read at large a second time, and

Referred to the committee on agriculture and drainage.

Mr. Carter asked and obtained leave of absence until Tuesday next.

Mr. Nicholson asked and obtained leave of absence until Monday next.

A message from the House of Representatives, by Mr. Springer, a member.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 586, for "An act to make appropriations to pay certain expenses of the State government for which no appropriation has heretofore been made."

In the passage of which I am instructed to ask the concurrence of the Senate.

Mr. Fuller, from the committee on apportionment, introduced Senate bill, No. 297, for "An act to apportion the State of Illinois into senatorial districts."

Which was read at large a first time, and

Ordered to a second reading.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 84, for "An act to provide for uniformity in calculating days of grace, maturity of bills, notes, etc., and declaratory of the laws in relation thereto."

In the passage of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 138, for "An act to provide for holding special terms of circuit courts," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

Mr. Little moved that the Senate adjourn until 3 o'clock P. M.; which motion was lost.

House bill, No. 34, for "An act to provide for uniformity in calculating days of grace, maturity of bills, notes, etc., and declaratory of the laws in relation thereto,"

Was taken up.

Pending the reading of the same,

Mr. Little moved a call of the Senate; which motion was lost.

Mr. Pierce asked leave of absence until Monday next; which was granted.

Mr. Alexander, from the committee on enrolled and engrossed bills, reports the following bills as correctly engrossed, to-wit:

Senate bill, No. 276, for "An act to increase the jurisdiction of justices of the peace and police magistrates."

Senate bill, No. 291, for "An act to make an appropriation to complete the north wing of the Southern Insane Asylum."

Senate bill, No. 293, for "An act to authorize cities having a population not exceeding fifteen thousand inhabitants to levy and collect taxes for corporate purposes."

Senate bill, No. 294, for "An act concerning the appointment and removal of city officers in all cities in this State having more than one hundred thousand inhabitants, conferring additional powers and duties upon the mayors of such cities, and concerning appropriation bills or ordinances that may be passed in such cities."

Senate bill, No. 295, for "An act to establish the salary of the Lieutenant Governor."

Senate bill, No. 261, for "An act to repeal an act entitled 'an act to establish a court of common pleas in the city of Amboy.'"

Senate bill, No. 292, for "An act to provide for the re-assessment of property, where the records of assessment have been lost or destroyed."

Senate bill, No. 290, for "An act to provide means to pay the expense of renting and furnishing suitable accommodations for the Illinois Charitable Eye and Ear Infirmary."

Senate bill, No. 278, for "An act to prohibit fishing on the inclosed premises of another, without leave."

Mr. Flagg, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and on the 25th day of November, 1871, laid before the Governor for his approval, viz :

House bill, No. 23, for "An act to repeal an act entitled 'an act to amend chapter thirty, Revised Statutes, entitled 'Bigamy,' approved February 8, 1853.'"

Mr. Crawford offered the following resolution :

Resolved, That the Secretary shall, each morning, after the reading the journal of the preceding day, call the roll of the Senate, noting the absentees without leave, and entering their names upon the journal.

Mr. McNulta offered the following amendment to the resolution ; which was lost :

"*Provided*, that when any Senator comes in at any time during the day, his name shall be recorded among those present."

The question then being upon the adoption of the resolution, it was adopted.

Mr. McNulta appealed from the decision of the Chair in declaring the resolution adopted.

The question then being, "Shall the decision of the Chair stand as the decision of the Senate?"

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....18
Nays.....7

Those voting in the affirmative are,

Messrs. Carter,
Crawford,
Daggett,
Early,
Flagg,
Fuller,

Messrs. Hampton,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,

Messrs. Starne,
Strevell,
Voris,
Whiting,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Anderson,
Bowman,

Messrs. Holcomb,
Landrigan,

Messrs. McNulta,
Van Dorston.

No quorum being present, the question on the appeal was lost.

Mr. Strevell offered the following resolution ; which laid over, under the rule :

Resolved, That on and after Monday, Nov. 27th, inst., the Senate will stand committed to enforce the attendance of absentees who are not granted leave of absence.

At 11:42 o'clock A. M.,

On motion of Mr. Flagg,

The Senate adjourned until Monday at 10 o'clock A. M.

MONDAY, NOVEMBER 27, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Gregg.

The journal of Saturday was being read, when,

On motion of Mr. Richardson,

The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (35) answered to their names :

Messrs. Alexander,
Anderson,
Bowman,
Boyd,
Bush,
Crawford,
Daggett,
Dore,
Early,
Edsall,
Fuller,
Hampton,

Messrs. Holcomb,
Hunter,
Jackson,
Jewett,
Landrigan,
Langley,
Little,
Marsh,
McNulta,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Starne,
Tincher,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams.

Mr. Bush presented the credentials of William H. Allen, Senator elect from the sixth district.

Mr. Alexander moved that the oath be administered to Mr. Allen, and that he take his seat as Senator from the sixth district ; which was adopted.

The President announced the following appointments to fill vacancies in the standing committees of the Senate:

Railroads and Warehouses—Allen and Anderson.

Revenue—Bowman.

Corporations—Allen.

State Charitable Institutions—Anderson.

Reformatory Institutions—Pierce.

Public Buildings—Bowman.

Canals and Rivers—Allen.

Fees and Salaries—Dagggett.

State Library—Bowman.

Geology and Science—Anderson.

Domestic Relations—Strevell.

Judiciary—Edsall (additional).

Mr. Underwood offered the following resolution:

Resolved, That an additional member be added to the committee on judiciary.

On motion of Mr. Underwood,

The rules were suspended, and the resolution was adopted.

The President announced the appointment of Mr. Edsall as an additional member of the committee on the judiciary.

Mr. Reddick introduced

Senate bill, No. 298, for "An act to provide against the evils resulting from the sale of intoxicating liquors in the State of Illinois."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Whiting introduced

Senate bill, No. 299, for "An act prohibiting members of the General Assembly from accepting railroad passes."

Which was read at large a first time.

Hon. John A. McClernand, Judge of the Sangamon Circuit Court, then appeared and administered the oath of office to William H. Allen, Senator elect from the sixth district.

Mr. Voris moved that Senate bill, No. 299, for "An act to prohibit members of the General Assembly from accepting railroad passes," be laid on the table.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 14
Nays 13

Those voting in the affirmative are,

Messrs. Allen,
Bowman,
Bush,
Early,
Landrigan,

Messrs. Little,
Marsh,
McNulta,
Nicholson,
Reddick,

Messrs. Richardson,
Starnes,
Voris,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Anderson,
Crawford,
Edsall,
Fuller,

Messrs. Hampton,
Holcomb,
Pierce,
Underwood,

Messrs. Van Dorston.
Vaughan,
Whiting,
Wilkinson.

So the bill was laid on the table.

Mr. Holcomb introduced

Senate bill, No. 300, for "An act giving the assent of the State of Illinois to the construction of a bridge across the Mississippi river at a point opposite, or nearly so, to the city of Cape Girardeau, Missouri."

Which was read at large a first time, and

Ordered to a second reading.

Senate bill, No. 251, for "An act concerning hedge fences along the public roads in this State,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

On motion of Mr. Nicholson,

The further consideration of the bill was postponed to and made the special order for 3 o'clock this afternoon.

Senate bill, No. 297, of "An act to apportion the State of Illinois into Senatorial districts,"

Was taken up and read at large a second time.

Mr. Alexander then offered the following amendment; which was adopted :

Amend by striking out after the word "senatorial," in fifth line, the words "and representative," and inserting the words "each of which shall be entitled to one Senator and three Representatives." Also, by striking out, wherever they occur thereafter, the words "and shall be entitled to one Senator and three Representatives."

At 11 o'clock A. M., the special order, which was the consideration of House bill No. 246, was taken up, and,

On motion of Mr. Underwood,

House bill No. 246 was laid on the table.

On motion of Mr. Voris,

The further consideration of Senate bill No. 297 was postponed to and made the special order for Thursday, December 7th, 1871, at 11 o'clock A. M.

House bill, No. 34, for "An act to provide for uniformity in calculating days of grace, maturity of bills, notes, etc., and declaratory of the laws in relation thereto,"

Was taken up, read at large a first time, and

Ordered to a second reading.

House bill, No. 586, for "An act to make appropriations to pay certain expenses of the State government, for which no appropriation has heretofore been made,"

Was taken up, read at large a first time, and

Ordered to a second reading.

Senate bill, No. 138, for "An act to provide for holding special terms of circuit courts,"

Was taken up, and,

On motion of Mr. Van Dorston,

Was made the special order for 11 o'clock A. M. to-morrow.

Senate bill, No. 276, for "An act to increase the jurisdiction of justices of the peace and police magistrates,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....31
Nays 3

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bowman,
Bush,
Carter,
Crawford,
Early,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Holcomb,
Kerr,
Landrigan,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Senter,
Starne,
Strevell,
Underwood,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams.

Those voting in the negative are,

Mr. Banga,

Mr. Richardson,

Mr. Van Dorston.

Mr. Underwood then offered the following amendment to the title of Senate bill No. 276; which was adopted:

Strike out all after the word "act," and insert "concerning the increase of the jurisdiction of justices of the peace and police magistrates."

Ordered that the title be as amended, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

At 12:20 o'clock P. M.,

On motion of Mr. Fuller,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

Resolved by the House of Representatives, the Senate concurring herein, That the Secretary of State be and he is hereby instructed to furnish to the judges of the United States district and circuit courts, for the Northern district of this State, each, with a copy of the Statutes of the State, and copies of such other books as have been furnished to judges of the State courts in Cook county by direction of the present General Assembly.

In the adoption of which I am instructed to ask the concurrence of the Senate.

Senate bill, No. 261, for "An act to repeal an act entitled 'an act to establish a court of common pleas in the city of Amboy,'"

Was taken up and read at large a third time.

On motion of Mr. Edsall,

The bill was made the special order for Friday, December 8, 1871, at 3 o'clock P. M.

The special order, which was the consideration of Senate bill No. 251, was then taken up, and,

On motion of Mr. Nicholson,

Referred to the committee on agriculture and drainage.

Mr. Whiting, from the committee on agriculture and drainage, to which was referred Senate bill, No. 251, for "An act concerning hedge fences along the public roads in this State," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in.

Mr. Vaughan offered the following amendment; which was lost:

Amend by adding: "Sec. 4. This act shall not apply to any hedges on the lines of any road more than sixty feet in width."

Mr. Senter offered the following amendment to Senate bill No. 251:

Add to section 3: "*Provided*, that the provisions of this act shall not go into effect in any county in this State, until the board of supervisors in counties under township organization, and the county court or county commissioners in counties not under township organization, shall, by resolution spread upon the records of their respective counties, adopt the same."

The question being upon the adoption of the amendment,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 22
Nays 7

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bowman,
Bush,
Crawford,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Landrigan,
Marsh,
Pierce,
Reddick,
Senter,

Messrs. Starnes,
Underwood,
Van Dorston,
Vaughan,
Voria,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Epler,
Holcomb,
Little,

Messrs. McNulta,
Nicholson,

Messrs. Richardson,
Williams.

So the amendment was adopted.

Mr. Holcomb offered the following amendment to Senate bill No. 251; which was lost:

Amend section 1, by inserting the words "and width" after the word "height," in 4th line.

Mr. Edsall offered the following amendment to Senate bill No. 251; which was adopted:

Amend by inserting after the word "counties," in line 5, of section 2, the following: "or other court of competent jurisdiction."

The bill (S. B. No. 251), as amended, was then ordered engrossed and printed for a third reading.

Mr. Hampton offered the following resolution :

Resolved by the Senate, the House of Representatives concurring herein, That when the two houses of this General Assembly adjourn on Wednesday, November 29th, instant, they stand adjourned till Tuesday, December 5th, at 10 o'clock A. M.

The question being on the adoption of the amendment, the rules being suspended,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 9
Nays 21

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Bowman,

Messrs. Bush,
Hampton,
Holcomb,

Messrs. Pierce,
Reddick,
Underwood.

Those voting in the negative are,

Messrs. Allen,
Crawford,
Dore,
Edsall,
Epler,
Flagg,
Fuller,

Messrs. Landrigan,
Little,
Marsh,
McNulta,
Nicholson,
Richardson,
Senter,

Messrs. Starne,
Van Dorston,
Vaughan,
Voria,
Whiting,
Wilkinson,
Williams.

So the resolution was not adopted.

Mr. Flagg presented a petition relating to the sale of intoxicating liquors: which was

Referred to the committee on domestic relations.

Mr. Flagg introduced

Senate bill, No. 301, for "An act to re-organize the Illinois State Horticultural Society."

Which was read at large a first time,

Ordered to a second reading, and

Referred to the committee on agriculture and drainage.

At 4:33 o'clock P. M.,

On motion of Mr. Edsall,

The Senate adjourned.

TUESDAY, NOVEMBER 28, 1871.

Senate met, pursuant to adjournment.

The journal of yesterday was read by the Secretary and approved.

The roll of the Senate was then called, when

The following Senators (36) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bowman,
Boyd,

Messrs. Bush,
Carter,
Crawford,
Early,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Holcomb,
Hunter,
Jackson,
Jewett,

Messrs. Kerr,
Landrigan,
Little,
Marsh,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Starne,
Strevell,
Underwood,

Messrs. Van Dorston,
Vorls,
Washburn,
Whiting,
Wilkinson,
Williams.

Further proceedings under the call were dispensed with.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred House bill, No. 7, for "An act for the protection of farmers and fruit growers," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered to a third reading and to be printed.

Mr. Wilkinson, from the committee on counties and township organization, to which was referred Senate bill, No. 287, for "An act to permanently establish the center of all counties in this State, to punish defacing or removing the evidences thereof, and to fix the boundaries of counties on the Mississippi river," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill
Ordered engrossed and printed for a third reading.

Mr. Flagg, from the committee on education, to which was referred Senate bill, No. 155, for "An act to encourage colleges and other seminaries of learning," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered engrossed and printed for a third reading.

Senate bill, No. 290, for "An act to provide means to pay the expense of renting and furnishing suitable accommodations for the Illinois Charitable Eye and Ear Infirmary,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas.....29
Nays 4

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bange,
Bishop,
Bowman,
Bush,
Carter,
Early,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Holcomb,
Hunter,
Kerr,
Landrigan,
Little,
Marsh,
Nicholson,

Messrs. Reddick,
Senter,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Crawford,
Pierce,

Mr. Vorls,

Mr. Williams.

The bill being an emergency bill, and not having received a constitutional majority, was declared lost.

Mr. Pierce then entered a motion to reconsider the vote whereby Senate bill No. 290 was lost.

Senate bill, No. 298, for "An act to provide against the evils resulting from the sale of intoxicating liquors in the State of Illinois,"

Was taken up and read at large a second time, and

Referred to the committee on domestic relations.

Senate bill, No. 300, for "An act giving the assent of the State of Illinois to the construction of a bridge across the Mississippi river, at a point opposite, or nearly so, to the city of Cape Girardeau, Missouri,"

Was taken up, read at large a second time, and

Referred to the committee on federal relations.

Senate bill, No. 291, for "An act to make an appropriation to complete the north wing of the Southern Insane Asylum,"

Having been printed, was read at large a third time,

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 34
Nays..... 0

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Bowman,
Bush,
Carter,
Crawford,
Daggett,
Early,
Edsall,
Epler,
Flagg,

Messrs. Fuller,
Hampton,
Holcomb,
Hunter,
Kerr,
Landrigan,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,

Messrs. Senter,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams.

The bill containing an emergency clause, and having received a two-thirds majority, was declared passed.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Epler offered the following resolution, and the rules being suspended, the resolution was adopted:

Resolved, That the judiciary committee be requested to ascertain whether it is necessary to provide suitable room or rooms for holding the January term of the supreme court, and the probable cost of fitting up and furnishing the same, and report by bill or otherwise.

Leave of absence was granted Mr. Little during to-day, on account of sickness.

House bill, No. 34, for "An act to provide for uniformity in calculating days of grace, maturity of bills, notes, etc., and declaratory of the laws in relation thereto,"

Was taken up, read at large a second time, and

Referred to the committee on banks and banking.

House bill, No. 586, for "An act to make appropriations to pay certain expenses of the State government for which no appropriation has heretofore been made."

Was taken up, read at large a second time, and

Referred to the committee on expenditures of the general assembly.

Leave was then given Mr. Bangs to record his vote in the affirmative on the passage of Senate bill No. 269.

House message of yesterday, relating to books to supreme court, was taken up, and

Referred to the committee on finance.

Senate bill, No. 293, for "An act to authorize cities having a population not exceeding fifteen thousand inhabitants, to levy and collect taxes for corporate purposes,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 32
Nays 0

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bishop,
Bowman,
Bush,
Carter,
Crawford,
Daggett,
Early,
Edsall,
Epler,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Landrigan,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Wilkinson,
Williams.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 294, for "An act concerning the appointment and removal of city officers in all cities in this State having more than one hundred thousand inhabitants, conferring additional powers and duties upon the mayors of such cities, and concerning appropriation bills or ordinances that may be passed in such cities,"

Was taken up, read at large a third time, and

Referred to the committee on municipalities.

Senate bill, No. 278, for "An act to prohibit fishing on the inclosed premises of another without leave,"

Was taken up, read at large a third time, and,

On motion of Mr. Crawford,

Referred to the committee on agriculture and drainage.

At 11 o'clock A. M. the President announced the special order, being the consideration of Senate bill No. 100, and the special order was taken up.

Mr. Hunter moved to refer the bill (Senate bill No. 100) to the committee on judiciary; which motion was lost.

Senate bill, No. 100, for "An act in regard to mills and millers, and dams for mills and other machinery and navigation,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 34
Nays 2

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Bush,
Carter,
Crawford,
Daggett,
Early,
Edsall,
Epler,

Messrs. Flagg,
Fuller,
Holcomb,
Kerr,
Landrigan,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams.

Messrs. Hampton and Hunter voted in the negative.

The bill containing an emergency clause, and having received a two-thirds majority, was declared passed.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

The special order was taken up, being the consideration of Senate bill No. 138, and,

On motion of Mr. Epler,

The bill and amendments were ordered printed.

Senate bill, No. 292, for "An act to provide for the re-assessment of property, where the records of assessment have been lost or destroyed,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 34
Nays 2

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Bush,
Carter,
Crawford,
Daggett,
Early,
Edsall,
Epler,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Kerr,
Landrigan,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Starne,
Strevell,
Van Dorston,
Vaughan,
Voris,
Whiting,
Wilkinson,
Williams.

Messrs. Underwood and Washburn voted in the negative.

The bill containing an emergency clause, and having received a two-thirds majority, was declared passed.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 295, for "An act to establish the salary of the Lieutenant Governor,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 34
Nays 2

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Carter,
Crawford,
Daggett,
Early,
Edsall,
Epler,
Flagg,

Messrs. Fuller,
Hampton,
Holcomb,
Hunter,
Kerr,
Landrigan,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Starnes,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Whiting,
Wilkinson,
Williams.

Messrs. Bush and Washburn voted in the negative.

The bill containing an emergency clause, and having received a two-thirds majority, was declared passed.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Van Dorston offered the following resolution :

Resolved, That the chairman of the revenue committee be, and he is hereby, authorized to employ an additional clerk, who shall receive the same *per diem* as is allowed the clerks of other committees, and who shall serve as such clerk for such period of time as the committee may deem his services necessary.

On motion of Mr. Van Dorston,

The rules were suspended and the resolution adopted.

Mr. Epler offered the following resolution ; which laid over, under the rule.

WHEREAS the defalcation of many of the pension agents, and the loss by fire at Chicago of all records of pensioners of Northern Illinois, and many thousand of other States, with the trouble, expense and delay now caused pensioners by the present system, has fully demonstrated that there should be some change in the manner of paying pensions; therefore, be it

Resolved, That our Senators and Representatives in Congress be instructed to urge the passage of a law abolishing the present system of payment, and providing for payment of pensions by Postmasters at each county seat.

Mr. Bush introduced

Senate bill, No. 302, for "An act relating to deeds or powers executed out of this State."

Which was read at large a first time, and

Ordered to a second reading.

On motion of Mr. Bush,

Referred to the committee on judiciary.

Mr. Bangs offered the following resolution :

WHEREAS, by fire, the records of any county in the State may at any time be totally destroyed, as in the recent calamity in Cook county, and an earlier one in a smaller county; therefore

Resolved, That the judiciary committee be requested to inquire into the expediency of establishing a State Recorder's office at the capital, where a duplicate of all the records of titles to real estate shall be kept.

Which was referred to the committee on judiciary.

On motion of Mr. Flagg,

Senate bill No. 37 was taken up and made the special order on the meeting of the Senate this afternoon.

Mr. Kerr then offered the following resolution :

Resolved, That the committee on judiciary be, and are hereby, instructed to report a bill authorizing collectors of taxes in cities in this State to make returns of unpaid taxes to the county treasurers of their respective counties, and authorizing said county treasurers to proceed to obtain judgment against and sell real estate for the payment of such unpaid taxes.

On motion of Mr. Kerr,

The rules were suspended and the resolution adopted.

Mr. Reddick presented a petition relating to the sale of intoxicating liquors ; which was

Referred to the committee on domestic relations.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred Senate bill, No. 278, for "An act to prohibit fishing on the inclosed premises of another without leave," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill, as amended,

Ordered to be printed.

Mr. Edsall offered the following resolution :

Resolved, That the committee on municipalities be authorized to employ a clerk, for such length of time as may be necessary.

On motion of Mr. Edsall,

The rules were suspended and the resolution adopted.

Mr. Hunter asked and obtained leave to record his vote in the affirmative, on the passage of Senate bill No. 289.

Leave was then given Mr. Washburn to change his vote on the passage of Senate bill No. 292.

At 12:03 o'clock P. M.,

On motion of Mr. Epler,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, viz :

House bill, No. 155, for "An act to provide for the appointment of guardians of habitual drunkards, and prescribing the duties of such."

House bill, No. 164, for "An act for the prevention of nuisances upon buildings, fences, walls and trees."

House bill, No. 120, for "An act concerning bail in civil cases."

House bill, No. 152, for "An act concerning drovers."

House bill, No. 153, for "An act in regard to marks and brands."

In the passage of which I am instructed to ask the concurrence of the Senate.

The special order, being the consideration of Senate bill, No. 37, for "An act to establish and maintain a system of free schools," was then taken up, and the bill read at large a second time.

On motion of Mr. Flagg,

The bill was recommitted to the committee on education.

On motion of Mr. Crawford,

The vote by which Senate bill No. 278 was ordered printed, was reconsidered.

The question then being upon printing Senate bill No. 278, the motion was lost.

On motion of Mr. Flagg,

The bill was recommitted to the committee on agriculture and drainage.

Mr. Kerr introduced

Senate bill, No. 303, for "An act to provide for the collection of revenue, and for the sale of real estate for non-payment of taxes or special assessments for State, county, municipal and other purposes."

Which was read at large a first time,

Ordered to a second reading, and

Referred to the committee on revenue.

Mr. Flagg introduced

Senate bill, No. 304, for "An act relating to elections."

Which was referred to the committee on elections, without reading.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate a written communication:

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT,
SPRINGFIELD, November 28, 1871.

HON. JOHN DOUGHERTY, *President of the Senate*:

SIR: I have the honor to inform the Senate that on the 3d day of July, A. D. 1871, in pursuance of the provisions of "An act to establish a board of railroad and warehouse commissioners, and prescribe their powers and duties," approved April 13, 1871, I appointed Hon. Gustavus Koerner, of St. Clair county, Richard P. Morgan, Jr., Esq., of McLean county, and David S. Hammond, Esq., of Cook county, railroad and warehouse commissioners, and now appoint them, the said Gustavus Koerner, Richard P. Morgan, Jr., and David S. Hammond, such commissioners, and respectfully ask the concurrence of the Senate therein.

JOHN M. PALMER.

The message from the Governor was referred to the committee on railroads and warehouses.

Mr. Flagg, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly engrossed:

Senate bill, No. 251, for "An act concerning hedge fences along the public roads in this State."

Mr. Bishop offered the following resolution :

Resolved by the Senate, the House of Representatives concurring herein, That when the General Assembly adjourns on Wednesday, November 29, 1871, it adjourn until Monday, December 4th, at 3 o'clock P. M.

Mr. Epler moved to suspend the rules, to consider the resolution ; which motion was lost, and the resolution laid over, under the rules.

Mr. Epler introduced

Senate bill, No. 305, for "An act to provide for the creation of city courts, fixing their jurisdiction, regulating the practice therein, and prescribing the duties of the officers of said courts."

On motion of Mr. Epler,

The bill was referred to the committee on judiciary, without reading.

Mr. McNulta introduced

Senate bill, No. 308, for "An act for the appointment of reporters of short-hand in courts of record, and to regulate the taking of testimony."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Hunter, from the committee on geology and science, to which was referred Senate bill, No. 236, for "An act to purchase the fossil remains of a mastodon," reported the same back, without recommendation.

On motion of Mr. Fuller,

The bill was ordered to lie on the table.

Mr. Hunter, from the committee on geology and science, to which was referred a communication relating to the practice of medicine, reported the same back, without recommendation.

The communication was laid on the table.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate a written communication :

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT,
SPRINGFIELD, November 28, 1871.

HON. JOHN DOUGHERTY, *President of the Senate* :

SIR: I have the honor to inform the Senate, that on the 7th day of July, 1871, in pursuance of "An act to regulate public warehouses, and the warehousing and inspection of grain, and to give effect to Article XIII of the constitution of this State," approved April 25, 1871, I appointed Benjamin F. Tompkins, of Cook county, "Chief Inspector of Grain," and do now appoint him, the said Benjamin F. Tompkins, Chief Inspector of Grain.

In which nomination I respectfully ask the concurrence of the Senate.

JOHN M. PALMER.

The communication of the Governor was referred to the committee on railroads and warehouses.

House bill, No. 164, for "An act for the prevention of nuisances upon buildings, fences, walls, trees, and other places,"

Was taken up, read at large a first time, and

Referred to the committee on agriculture and drainage.

House bill, No. 155, for "An act to provide for the appointment of guardians of habitual drunkards, and prescribing the duties of such guardians,"

Was taken up, read at large a first time, and

Referred to the committee on domestic relations.

House bill, No. 153, for "An act in regard to marks and brands,"

Was taken up, read at large a first time, and

Referred to the committee on agriculture and drainage.

House bill, No. 152, for "An act concerning drovers,"

Was taken up, read at large a first time, and

Referred to the committee on agriculture and drainage.

House bill, No. 120, for "An act concerning bail in civil cases,"

Was taken up, read at large a first time, and

Referred to the committee on judiciary.

At 4:20 o'clock P. M.,

On motion of Mr. Starne,

The Senate adjourned until 10 o'clock A. M., to-morrow.

WEDNESDAY, NOVEMBER 29, 1871.

Senate met, pursuant to adjournment.

Mr. Fuller, President *pro tempore*, in the chair.

Prayer by the Rev. Mr. Gregg.

The journal of yesterday was being read, when,

On motion of Mr. Early,

The further reading of the same was dispensed with.

Mr. Pierce asked leave of absence for Mr. Paddock, Second Assistant Secretary, during this week; which was granted.

Mr. Washburn asked leave of absence for Mr. Anderson for one week; which was granted.

Mr. Langley asked leave of absence for Mr. Tincher for remainder of this week; which was granted.

Mr. Voris asked leave of absence for Mr. Solomon for the remainder of this week; which was granted.

The roll of the Senate was then called, when

The following Senators (41) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Banga,

Messrs. Bowman,
Boyd,
Bush,
Carter,

Messrs. Crawford,
Daggett,
Early,
Edsall,

Messrs. Epier,
Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Kerr,
Landrigan,
Langley,
Little,

Messrs. Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevell,

Messrs. Tinscher,
Underwood,
Van Dorston,
Vaughan,
Voria,
Washburn,
Whiting,
Wilkinson,
Williams.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, to-wit:

House bill, No. 150, for "An act in regard to attachments in courts of record."

House bill, No. 193, for "An act to amend an act entitled 'an act for the prevention of cruelty to animals,' approved March 31, 1869."

House bill, No. 196, for "An act to allow Walter B. Caswell the sum of one hundred and sixteen dollars and sixty-seven cents and interest on the same, at ten per cent. per annum, from July 1, 1867."

House bill, No. 249, for "An act in regard to attachments before justices of the peace."

In the passage of which I am instructed to ask the concurrence of the Senate.

Mr. Fuller, from the committee on revenue, to which was referred Senate bill, No. 303, for "An act to provide for the collection of revenue and for the sale of real estate for non-payment of taxes or special assessments, for State, county, municipal and other purposes," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Crawford, from the committee on finance, to which was referred the following resolution:

Resolved by the House of Representatives, the Senate concurring herein, That the Secretary of State be and he is hereby instructed to furnish to the judges of the United States district and circuit courts, for the Northern district of this State, each, with a copy of the Statutes of the State, and copies of such other books as have been furnished to judges of the State courts in Cook county by direction of the present General Assembly.

Reported the same back, with the following amendment:

Amend by adding: "*Provided*, that such books are on hand and not necessary for the use of his office."

The report of the committee was concurred in, and the resolution, as amended, adopted.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred House bill, No. 164, for "An act for the prevention of nuisances upon buildings, fences, walls, trees and other places," reported the same back, without recommendation.

On motion of Mr. Fuller,

The bill was ordered to a second reading.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred House bill, No. 153, for "An act in regard to marks and brands," reported the same back, without recommendation.

On motion of Mr. Fuller,

The bill was laid on the table.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred Senate bill, No. 301, for "An act to re-organize the Illinois State Horticultural Society," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Placed on file for a second reading.

Mr. Crawford, from the committee on expenditures of the general assembly, introduced the following resolution ;

Resolved, That the committee on expenses of the general assembly be and is hereby authorized to make a contract for warming and ventilating the Senate chamber with steam, at a cost not exceeding eighteen hundred dollars (\$1800), to be finished in fifteen days, with a distinct understanding that it be done in a satisfactory manner, otherwise no pay.

On motion of Mr. Pierce,

The rules were suspended, to consider the resolution.

Mr. McNulta then offered the following amendment to the resolution ; which was adopted :

Strike out all after the word "resolved," and insert :

"That the committee on expenditures of the general assembly be authorized to contract for the heating and ventilating of the Senate chamber with W. A. Pennel & Co., with their hot air furnaces, on the Ruttan system, for the sum of one thousand dollars—said Pennel & Co. to complete the work by Saturday of next week, with authority to use such flues now in the building as they may desire, and the material taken therefrom, and with authority to use a galvanized tube, similar to that used on the opposite side of the house—the heating and ventilating of the Senate chamber to be warranted by said Pennel & Co., and to not be paid for until tested to the satisfaction of the Senate."

The resolution, as amended, was then adopted.

Mr. Flagg, from the committee on enrolled and engrossed bills, moved that the order to engross and print Senate bills Nos. 287 and 155 be reconsidered ; which motion was decided in the affirmative.

On motion of Mr. Flagg,

The blank in Senate bill No. 287 was filled with the word "two."

The bill was then ordered engrossed and printed for a third reading.

On motion,

The figure "1" was changed to "2," in third section of Senate bill No. 155.

The bill was then ordered engrossed and printed for a third reading.

Mr. Bangs, from the committee on fees and salaries, introduced Senate bill, No. 307, for "An act to fix the salaries of Governor, Lieutenant Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Superintendent of Public Instruction, Attorney General, and Adjutant General."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Bangs, from the committee on fees and salaries, introduced Senate bill, No. 308, for "An act fixing the fees and salaries of State's Attorneys."

Which was read at large a first time, and
Ordered to lie on table and be printed.

Mr. Bangs, from the committee on fees and salaries, introduced Senate bill, No. 309, for "An act to fix the fees of the clerks of the supreme court."

Which was read at large a first time, and
Ordered to a second reading.

Mr. Bangs, from the committee on fees and salaries, introduced Senate bill, No. 310, for "An act to fix the fees of the board of supervisors."

Which was read at large a first time, and
Ordered to a second reading.

Mr. Bangs, from the committee on fees and salaries, introduced Senate bill, No. 311, for "An act to fix the fees of county commissioners."

Which was read at large a first time, and
Ordered to a second reading.

Mr. Bangs, from the committee on fees and salaries, introduced Senate bill, No. 312, for "An act to fix the fees of county treasurers."

Which was read at large a first time, and
Ordered to a second reading.

Mr. Bangs, from the committee on fees and salaries, introduced Senate bill, No. 313, for "An act to fix the fees of commissioners." Which was read at large a first time, and
Ordered to a second reading.

Mr. Bangs, from the committee on fees and salaries, introduced Senate bill, No. 314, for "An act to fix the fees of notaries public." Which was read at large a first time, and
Ordered to a second reading.

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 51, for "An act to provide for the purchase of the Illinois Reports from the reporter of the supreme court," reported the same back, with amendments, and recommended the adoption of the same.

Mr. Strevell moved to fill the blank with the words "five dollars." And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 11
Nays 18

Those voting in the affirmative are,

Messrs. Allen,
Bangs,
Bowman,
Daggett,

Messrs. Epler,
Flagg,
McNulta,
Pierce,

Messrs. Starnes,
Strevell,
Van Dorston.

Those voting in the negative are,

Messrs. Bush,
Carter,
Crawford,
Fuller,
Hampton,
Kerr,

Messrs. Landrigan,
Langley,
Little,
Nicholson,
Senter,
Underwood,

Messrs. Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams.

So the amendment was not adopted.

Mr. Crawford moved to fill the blank in the bill (S. B. No. 51) with words "four dollars."

Mr. Epler moved to amend Mr. Crawford's motion, by inserting the words "four dollars and a half."

On motion of Mr. Kerr,

The further consideration of Senate bill No. 51 was postponed to, and made the special order for, Thursday, December 7th, 1871, at 3 o'clock P. M.

Mr. Flagg, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed :

Senate bill, No. 155, for "An act to encourage colleges and other seminaries of learning."

Senate bill, No. 287, for "An act to permanently establish the center of all counties in this State, to punish defacing and removal of the evidences thereof, and to fix the boundaries of counties on rivers."

Mr. Bangs, from the committee on fees and salaries, introduced

Senate bill, No. 315, for "An act to fix the salary of the judges of the circuit courts of this State, and of the judges of the superior court of Cook county."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Crawford, from the committee on finance, to which was referred the following resolution, reported the same back and recommended that it be laid on the table until the 4th of July, 1872 :

WHEREAS the judges of the circuit and district courts of the United States for the Northern District of Illinois have had their Illinois Reports and Statutes of the State of Illinois burned at the recent fire in Chicago ; therefore,

Resolved by the House of Representatives, the Senate concurring herein, That the Secretary of State furnish said judges, each, with a copy of the Illinois Reports and of the Statutes of the State of Illinois.

The report of the committee was concurred in, and the resolution

Ordered to lie on the table until the 4th of July, 1872.

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 24, for "An act to provide for the investment of funds in the State treasury belonging to the state debt fund, in the securities of the United States," reported the same back and recommended that it be laid on the table until the 4th of July, 1872.

The report of the committee was concurred in, and the bill

Ordered to lie on the table until the 4th of July, 1872.

At 12:28 o'clock P. M.,

On motion of Mr. Strevell,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

Mr. Starne moved that when the Senate adjourn it adjourn until Friday, December 1st, 1871, at 10 o'clock A. M.

Mr. Williams moved to amend Mr. Starne's motion by making the time to which Senate shall adjourn Saturday, December 2, 1871, at 3 o'clock P. M.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 8
Nays.....23

Those voting in the affirmative are,

Messrs. Bowman,
Bush,
Epler,

Messrs. Hampton,
Hunter,
Richardson,

Messrs. Underwood,
Williams.

Those voting in the negative are,

Messrs. Allen,
Bangs,
Carter,
Crawford,
Daggett,
Early,
Flagg,
Fuller,

Messrs. Holcomb,
Kerr,
Landrigan,
Langley,
Little,
McNulta,
Nicholson,
Pierce,

Messrs. Senter,
Starne,
Strevel,
Vaughan,
Washburn,
Whiting,
Wilkinson.

So the amendment was lost.

The question then being upon Mr. Starne's motion,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 21
Nays 12

Those voting in the affirmative are,

Messrs. Allen,
Bowman,
Crawford,
Daggett,
Early,
Edsall,
Flagg,

Messrs. Fuller,
Holcomb,
Hunter,
Langley,
Little,
Marsh,
McNulta,

Messrs. Pierce,
Senter,
Starne,
Strevel,
Vaughan,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Bangs,
Bush,
Carter,
Epler,

Messrs. Hampton,
Kerr,
Landrigan,
Nicholson,

Messrs. Richardson,
Underwood,
Washburn,
Williams.

So Mr. Starne's motion prevailed.

Mr. Senter introduced

Senate bill, No. 316, for "An act to attach Mercer county to the sixth judicial circuit."

Which was read at large a first time, and
Referred to the committee on judiciary.

Mr. Langley introduced

Senate bill, No. 317, for "An act to appropriate money to complete the main building of the Illinois Industrial University, and to provide for heating the same."

Which was read at large a first time, and

Referred to the committee on education.

Senate bill No. 54 was then taken up and postponed to, and made the special order for, Tuesday, the 5th day of December, 1871, at 11 o'clock A. M.

Leave of absence was granted Mr. Hampton until 4 o'clock P. M on Monday next.

Leave of absence was granted Mr. Kerr until Tuesday next.

Leave of absence was granted Messrs. Underwood, Richardson, Williams and Bush until Monday next.

Mr. Edsall, from the committee on municipalities, to which was referred Senate bill, No. 178, for "An act to provide for the incorporation of cities and villages," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to lie on the table, and 500 copies ordered printed.

Senate bill, No. 303, for "An act to provide for the collection of revenue, and for the sale of real estate for non-payment of taxes or special assessments for State, county, municipal and other purposes."

Was taken up, read at large a second time, and,

On motion of Mr. Fuller,

The bill was laid on the table, and 240 copies ordered printed.

Senate bill, No. 301, for "An act to re-organize the Illinois State Horticultural Society,"

Was taken up, read at large a second time, and

Laid on the table and 240 copies ordered printed.

House bill, No. 164, for "An act for the prevention of nuisances upon buildings, fences, walls, trees and other places,"

Was taken up, read at large a second time, and

Ordered to a third reading.

House bill, No. 249, for "An act in regard to attachments before justices of the peace,"

Was taken up, read at large a first time, and

Referred to the committee on judiciary.

House bill, No. 196, for "An act to allow Walter B. Caswell the sum of one hundred and sixteen dollars and sixty-seven cents, and interest on the same at ten per cent. per annum, from July 1, 1867,"

Was taken up, read at large a first time, and

Referred to the committee on finance.

House bill, No. 193, for "An act to amend an act entitled 'an act for the prevention of cruelty to animals, approved March 31, 1869,'"

Was taken up, read at large a first time, and

Ordered to a second reading.

House bill, No. 150, for "An act in regard to attachments in courts of record,"

Was taken up, read at large a first time, and
Ordered to a second reading.

At 4:40 o'clock P. M.,

On motion of Mr. Little,

The Senate adjourned until Friday, December 1st, at 10 o'clock
A. M.

FRIDAY, DECEMBER 1, 1871.

Senate met, pursuant to adjournment.

Mr. Fuller, President *pro tempore*, in the chair.

Prayer by Mr. Strevell.

The journal of Wednesday last was being read, when,

On motion of Mr. Nicholson,

The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (29) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bowman,
Boyd,
Carter,
Crawford,
Early,
Edsall,

Messrs. Epler,
Fuller,
Holcomb,
Hunter,
Landrigan,
Langley,
Little,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Senter,
Solomon,
Starne,
Strevell,
Vaughan,
Washburn,
Whiting,
Wilkinson.

Mr. Strevell asked leave of absence for Mr. Reddick until night.

Mr. Landrigan asked indefinite leave of absence for Mr. Senter, on account of sickness; which was granted.

Mr. Early, from the committee on insurance, to which was referred Senate bill, No. 120, for "An act to incorporate and to govern fire, marine and inland navigation and life insurance companies, doing business in the State of Illinois," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered engrossed and 480 copies printed for a third reading.

Mr. Bangs presented a communication, in the nature of a petition, relating to the loss of certain coupons; which was

Referred to the committee on finance.

Mr. Epler offered the following resolution; which was referred to the committee on state charitable institutions:

Resolved, That the committee on state charitable institutions be instructed to inquire into the expediency and necessity of making an appropriation for building the center and east wing of the Illinois Institution for the Education of the Blind.

Mr. Langley offered the following resolution :

Resolved, That the committee on fees and salaries be instructed to inquire into the expediency of providing by law that all records shall be kept in duplicate—one set for reference, and one to be deposited in fire-proof vaults, entirely detached from any building ; and that the committee report by bill.

The rules being suspended, the resolution was
Referred to the committee on fees and salaries.

Mr. Pierce introduced

Senate bill, No. 318, for "An act to provide for the election of members of the General Assembly."

Which was read at large a first time, and

Ordered to a second reading.

Mr. McNulta offered the following resolution :

Resolved, That the committee on elections be directed to inquire into the expediency of having all elections, except those for the election of judicial and town school officers, occur biennially, on the regular election in November; and report by bill or otherwise.

The rules being suspended, the resolution was
Referred to the committee on elections.

Senate bill, No. 241, for "An act to regulate conventions and primary meetings and elections, and prevent frauds therein,"

Was taken up, and

Referred to the committee on judiciary.

Senate bill, No. 315, for "An act to fix the salary of the judges of the circuit courts of this State, and of the judges of the superior court of Cook county,"

Was taken up and read at large a second time.

Mr. Little offered the following amendment to the bill :

Strike out "four thousand" and insert "three thousand."

On motion of Mr. Epler,

The bill and amendment were laid upon the table.

Senate bill, No. 309, for "An act to fix the fees of the clerk of the supreme court,"

Was taken up, read at large a second time, and,

On motion of Mr. Edsall,

The bill was laid on the table, and 240 copies ordered printed.

Senate bill, No. 314, for "An act to fix the fees of notaries public,"

Was taken up, read at large a second time, and

Laid on the table and 240 copies ordered printed.

Senate bill, No. 313, for "An act to fix the fees of commissioners,"

Was taken up and read at large a second time.

Mr. Washburn offered the following amendment to Senate bill No. 313:

Amend by striking out the word "five" and insert the word "two" in lieu thereof; and strike out all after the word "commissioner," in eleventh line.

On motion of Mr. Nicholson,

The debate upon the amendments was closed, and the amendment was adopted.

The bill (S. B. No. 313) was then ordered engrossed, and 240 copies printed for a third reading.

At 12:10 o'clock P. M.,

On motion of Mr. Pierce,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

Mr. Epler asked and obtained leave of absence from the adjournment of the Senate to morrow, until Thursday, December 7th, 1871.

Senate bill, No. 310, for "An act to fix the fees of the board of supervisors,"

Was taken up and read at large a second time.

Mr. Vaughan then offered the following amendment to Senate bill No. 310, which was adopted :

Amend by striking out "five" and insert "ten."

Mr. Strevell offered the following amendment, which was adopted :

Insert after the word "day," in seventh line, "and no other emolument or perquisite whatever."

The bill (S. B. No. 310) was then ordered to be engrossed for a third reading, and 240 copies printed.

Senate bill, No. 311, for "An act to fix the fees of county commissioners,"

Was taken up and read at large a second time.

Mr. Flagg then offered the following amendments; which were adopted :

Strike out "five" and insert "ten" cents; add, "and no other emolument or perquisite whatever."

Pending the consideration of Senate bill No. 311, by common consent,

House bill, No. 7, for "An act for the protection of farmers and fruit growers,"

Was taken up and read at large a third time.

Mr. Edsall offered the following amendment to House bill No. 7 :

"*Provided*, that the city council may prohibit the unnecessary obstruction of the streets for that purpose."

Mr. McNulta offered the following substitute for Mr. Edsall's amendment :

Amend by inserting after the word "markets," in line 4, the words "where such products are usually sold."

On motion of Mr. Flagg,

House bill, No. 7, for "An act for the protection of farmers and fruit growers," and amendments, were then

Referred to the committee on municipalities.

The consideration of Senate bill No. 311 was then resumed, and the bill was

Ordered to be engrossed and 240 copies printed for a third reading.

Senate bill, No. 312, for "An act to fix the fees of county treasurers,"

Was taken up, read at large a second time, and

Recommitted to the committee on revenue.

Senate bill, No. 307, for "An act to fix the salaries of Governor, Lieutenant-Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Superintendent of Public Instruction, Attorney General and Adjutant General,"

Was taken up, read at large a second time, and,

On motion of Mr. Washburn,

The further consideration of the bill was postponed to, and made the special order for, Friday, December 8th, 1871, at 10 o'clock A. M., and 240 copies printed.

Mr. Flagg, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly engrossed:

Senate bill, No. 120, for "An act to incorporate and govern fire, marine, inland navigation and life insurance companies doing business in the State of Illinois."

Mr. Strevell then offered the following resolution; which was referred to the committee on fees and salaries:

Resolved, That the committee on fees and salaries be requested, at the earliest possible day, to prepare a bill fixing the fees of county and circuit clerks.

Resolved, further, That in the opinion of the Senate it is desirable to incorporate the fees of all officers in one general bill.

Mr. Pierce offered the following resolution:

WHEREAS the business of the Senate is seriously retarded by reason of the absence, without leave, of many of the subordinate officers of the Senate; therefore

Resolved, That the committee on expenses of the general assembly be, and they are hereby, required to inquire into the propriety of depriving all absentees without leave, of their *per diem* during such absence; and inquire whether or not there are any unnecessary employees now on the pay-roll.

The rules were suspended and the resolution adopted:

At 5:03 o'clock P. M.,

On motion of Mr. Hunter,

The Senate adjourned until 10 o'clock A. M. to-morrow.

SATURDAY, DECEMBER 2, 1871.

Senate met, pursuant to adjournment.

Mr. Fuller, President *pro tempore*, in the chair.

Prayer by Rev. Mr. Gregg.

The journal of yesterday was being read, when,

On motion of Mr. McNulta,

The further reading of the same was dispensed with.

Mr. Early asked leave of absence for Mr. Holcomb until Tuesday next; which was granted.

The roll of the Senate was then called, when

The following Senators (30) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bowman,
Boyd,
Carter,
Crawford,
Daggett,
Early,

Messrs. Edsall,
Flagg,
Fuller,
Holcomb,
Hunter,
Landrigan,
Langley,
Little,
McNulta,
Nicholson,

Messrs. Pierce,
Senter,
Solomon,
Starnes,
Strevell,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson.

The President then presented two resolutions, in the nature of a petition, from the "Illinois Baptist General Association," held in Champaign, October 19 to 21, 1871, relating to the bill introduced in the House of Representatives by the Hon. Nathan Williams, providing that persons injured in person or property by intoxicated persons may recover damages from persons who have provided the liquors, and others; which were

Referred to the committee on domestic relations.

Mr. Early, from the committee on insurance, to which was referred Senate bill, No. 105, for "An act to enable insurance companies to retire from business, and to withdraw securities deposited with State officers," reported the same back, and recommended that it be laid on the table until the 4th of July, 1872.

The report of the committee was concurred in, and the bill

Ordered to lie on the table until the 4th of July, 1872.

Mr. Early, from the committee on insurance, to which was referred Senate bill, No. 109, for "An act to authorize life insurance companies to make special deposits of securities with the Treasurer of this State, and to authorize the Auditor of Public Accounts to issue registered policies and annuity bonds," reported the same back, and recommended that it be laid on the table until the 4th of July, 1872.

The report of the committee was concurred in, and the bill

Ordered to lie on the table until the 4th of July, 1872.

Senate bill, No. 318, for "An act to provide for the election of members of the General Assembly,"

Was taken up and read at large a second time.

Mr. Strevell offered the following amendment :

"*Provided*, that one ballot shall not be divided into more than two parts."

On motion of Mr. Pierce,

The bill and amendment was referred to the committee on elections.

Mr. Pierce introduced

Senate bill, No. 319, for "An act to legalize the acts of justices of the peace, police magistrates and constables, under the operation of a supposed act, increasing the jurisdiction of justices of the peace and police magistrates to two hundred dollars."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Pierce introduced

Senate bill, No. 320, for "An act to provide for the election of a State's Attorney in and for each county of this State."

Which was read at large a first time, and

Referred to the committee on judiciary.

House bill, No. 193, for "An act to amend an act entitled 'an act for the prevention of cruelty to animals,' approved March 31, 1869,"

Was taken up, read at large a second time, and

Referred to the committee on agriculture and drainage.

House bill, No. 150, for "An act in regard to attachments in courts of record,"

Was taken up and read at large a second time.

Mr. Pierce offered the following amendment:

Amend by adding after the word "final," in 6th line of section 15, the word "trial."

Mr. Langley offered the following amendments :

Amend by inserting the words "on oath (or affirmation)" after the word "complained," in line 5, section 6. Also, strike out "lien," and insert in lieu thereof the words "be a lien upon," in line 6, section 36.

Mr. Crawford offered the following amendment :

Insert after the word "debtor," in line 24, of section 1, as follows : "when the debt is not yet due but any of the causes aforesaid exist."

On motion of Mr. Fuller,

The bill and amendments were referred to the committee on judiciary.

Mr. Flagg, from the committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly engrossed :

Senate bill, No. 310, for "An act to fix the fees of the board of supervisors."

Senate bill, No. 311, for "An act to fix the fees of county commissioners."

Senate bill, No. 313, for "An act to fix the fees of commissioners."

Leave of absence was granted Mr. Strevell until Wednesday next.

Leave of absence was granted Mr. Pierce until Monday evening next.

Leave of absence was granted Mr. Langley until Monday evening next.

Leave of absence was granted Messrs. Crawford and Washburn until Thursday next, to enable them to go to Joliet on investigating committee.

Leave of absence was granted Mr. Flagg until 12 o'clock M., Monday next.

At 11:12 o'clock A. M.,

On motion of Mr. Voris,

The Senate adjourned until 10 o'clock A. M., Monday morning.

MONDAY, DECEMBER 4, 1871.

Senate met, pursuant to adjournment.

Mr. Fuller, President *pro tempore*, in the chair.

Prayer by Rev. Mr. Crane.

The journal of Saturday was being read, when,

On motion of Mr. Voris,

The further reading of the same was dispensed with.

The roll was then called, when

The following Senators (37) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Early,
Edsall,
Epler,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Landrigan,
Langley,
Little,
Pierce,
Richardson,
Senter,

Messrs. [Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Bangs offered the following resolution:

WHEREAS the Hon. W. S. Wilkinson, of this Senate, from large and varied experience; has valuable and reliable judgment touching the whole question of county officers' fees; therefore

Resolved, That Senator Wilkinson be added to the Senate committee on fees and salaries.

On motion of Mr. Bangs,

The rules were suspended and the resolution adopted.

Mr. Early introduced

Senate bill, No. 321, for "An act in regard to the State Reform School for juvenile offenders."

Which was read a first time, and

Referred to the committee on reformatory institutions.

Mr. Fuller, from committee on finance, presented the petition of J. H. McChesney, relative to his claim against the State for services in connection with the Geological Survey, and recommended its reference to the committee on geology and science.

The report of the committee was concurred in, and the petition
Referred to the committee on geology and science.

On motion of Mr. Underwood,

Senate bill, No. 274, for "An act to enable certain villages in this State, having commons derived from foreign grants, to sell and convey the same, and to protect the rights of the inhabitants of such villages in said lands and the proceeds thereof,"

Was taken up, and

Recommitted to the committee on judiciary.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 274, for "An act to enable certain villages in this State, having commons derived from foreign grants, to sell and convey the same, and to protect the rights of the inhabitants of such villages in said lands and the proceeds thereof," reported the same back, with amendments, and recommended the adoption of the amendments.

The report of the committee was concurred in, and the bill

Ordered engrossed for a third reading, and 240 copies of the amendments ordered printed.

At 10:36 o'clock A. M.,

On motion of Mr. Underwood,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 146, for "An act in regard to the practice in actions of ejectment," reported the same back, with amendments, and recommended the adoption of the amendments.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Boyd, from the committee on judiciary, to which was referred House bill, No. 120, for "An act concerning bail in civil cases," reported the same back, with amendments, and recommended the adoption of the amendments.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

House bill, No. 120, for "An act concerning bail in civil cases,"

Was taken up, read at large a second time, and

Ordered to a third reading, and 480 copies of the bill and amendments ordered printed.

Senate bill, No. 146, for "An act in regard to the practice in actions of ejectment,"

Was taken up and read at large a second time.

Mr. Underwood offered the following amendment to Senate bill No. 146; which was adopted:

Amend section 19 by striking out the word "only," in the second line.

The bill (S. B. No. 146) was then ordered to be engrossed for a third reading, and 240 copies ordered printed.

Mr. Edsall introduced

Senate bill, No. 322, for "An act relative to the survivorship of actions arising out of torts."

Which was read at large a first time, and

Referred to the committee on judiciary.

Mr. Flagg introduced

Senate bill, No. 323, for "An act to provide for the collection of State statistics."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Bowman introduced

Senate bill, No. 324, for "An act regulating the sale of poisons in the State of Illinois."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Van Dorston asked leave of absence until 4 o'clock P. M. to-morrow; which was granted.

Mr. Fuller asked leave of absence for Mr. Early until Thursday next; which was granted.

At 4:30 o'clock P. M.,

On motion of Mr. Little,

The Senate adjourned until 10 o'clock A. M., to-morrow.

TUESDAY, DECEMBER 5, 1871.

Senate met, pursuant to adjournment.

Mr. Fuller, President *pro tempore*, in the chair.

Prayer by Rev. Mr. Pierce.

The journal of yesterday was read by the Secretary and approved.

The roll of the Senate was then called, when

The following Senators (45) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bowman,
† — 13

Messrs. Boyd,
Bush,
Carter,
Crawford,
Daggett,

Messrs. Donahue,
Dore,
Early,
Eddy,
Edsall,

excluding territory to and from cities, towns and villages, and to unite cities, towns and villages," reported the same back, with amendments, and recommended that 240 copies of amendments be printed.

The report of the committee was concurred in, and the bill Ordered to lie on the table, and 240 copies ordered printed.

On motion of Mr. Voris,

Senate bill, No. 138, for "An act to provide for holding special terms of circuit courts,"

Was taken up, and

The question being upon concurring with the House of Representatives in the adoption of the following House amendments to the bill and the title thereof:

Amend by striking out all after the enacting clause, and insert the following:

"That regular or special terms of the circuit court may be held in two or more counties in the same circuit at the same time; and it shall not be necessary to close any regular or special term of the circuit court in any county before the business of said term shall be disposed of, in order to begin a regular or special term in any other county in the same circuit, if any circuit judge of the State shall consent, at the request of the presiding judge of said circuit, to preside over the pending term, or open and hold such special or regular term in such other county.

"§ 2. Whereas the great press of business in some of the circuit courts of this State requires that this bill shall take effect immediately, this act shall take effect and be in force from and after its passage."

Amend title as follows:

A bill for "An act to provide for holding regular and special terms of the circuit court in two or more counties in the same circuit, at the same time."

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 38
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Flagg,	Messrs. Richardson,
Allen,	Fuller,	Solomon,
Anderson,	Hampton,	Starne,
Bangs,	Harlan,	Tincher,
Bowman,	Hunter,	Underwood,
Boyd,	Jewett,	Vaughan,
Bush,	Landrigan,	Voris,
Carter,	Langley,	Washburn,
Daggett,	Little,	Whiting,
Donahue,	Marsh,	Wilkinson,
Dore,	Nicholson,	Williams,
Eddy,	Pierce,	Woodard,
Edsall,	Reddick,	

So the amendments were concurred in.

The title to the bill (S. B. No. 138), as amended by the House, was then adopted.

Mr. Edsall, from the committee on municipalities, to which was referred House bill, No. 7, for "An act for the protection of farmers and fruit growers," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill
Laid on the table and 240 copies ordered printed.

Mr. Eddy introduced

Senate bill, No. 325, for "An act making appropriations for the completion of the Northern Hospital and Asylum for the Insane, at Elgin, and for furnishing the chapel, main building and south wing thereof, and for repairing and erection of cottages for the reception of patients, and for other items."

Which was read at large a first time, and

Referred to the committee on state charitable institutions.

Mr. Woodard introduced

Senate bill, No. 326, for "An act to reduce the fees of clerks of circuit courts who are ex-officio recorders of deeds in counties containing a population of seventy thousand and upwards, and to fix a compensation for said clerks, and to provide for the payment of all fees, perquisites and emoluments above the amount of said compensation into the county treasury."

Which was read at large a first time, and

Referred to the committee on fees and salaries.

Mr. Bowman introduced

Senate bill, No. 327, for "An act to prevent collisions on railroads in the State of Illinois."

Which was read at large a first time, and,

On motion of Mr. Voris,

The bill was laid on the table, and 240 copies ordered printed.

Mr. Whiting introduced

Senate bill, No. 328, for "An act concerning county superintendents of schools."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Jewett introduced

Senate bill, No. 329, for "An act to amend an act entitled 'an act to incorporate the Merchants' Association of Chicago,' approved February 20, 1861."

Which was read at large a first time, and

Referred to the committee on banks and banking.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate a written communication and accompanying documents :

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILL., December 5, 1871.

HON. JOHN DOUGHERTY, *President of the Senate* :

SIR—I have the honor to transmit, herewith, letters touching the subject of securing the necessary legislation to enable the General

Government to purchase land within the State for light-house purposes, and recommend the favorable action of the Senate thereon, in order that the object sought may be attained.

JOHN M. PALMER.

WAR DEPARTMENT,
WASHINGTON CITY, September 14, 1869.

To His Excellency THE GOVERNOR OF ILLINOIS:

SIR:—Under authority of section 2, of the Act of April 28, 1828, and upon the recommendation of the honorable Attorney-General, I have the honor to request that, at such time as you may deem proper, application be made to the State Legislature for its assent to the purchases of land already made by the United States, under the Act of February 22, 1867, for the purposes of a National Cemetery at Mound City and at Camp Butler, Illinois, and for the cession of exclusive legislation over the same, as required by section 8, Article 1, of the Constitution of the United States, subject to the provisions of section 1, of the Act of March 2, 1795.

Very respectfully,

Your obedient servant,

W. T. SHERMAN,
Secretary of War.

WAR DEPARTMENT,
WASHINGTON, D. C., August 10, 1870.

TO THE GOVERNOR OF THE STATE OF ILLINOIS, Springfield.

SIR:—In compliance with section 2 of the Act entitled "An act to amend an act entitled 'an act to establish and protect National Cemeteries,' approved July 1, 1870," requiring me to do so, I have the honor to inclose a copy of the Act referred to, with the request that you make application at as early a date as practicable, to the Legislature of your State, for its consent to the purchase by, or the donation to the United States of the National Soldiers' Cemeteries at Quincy, Mound City, Rock Island, Camp Butler, and Chicago (Rose Hill and Oakwood), Illinois.

I have the honor, also, to state that the United States have already jurisdiction and power of legislation over the National Soldiers' Cemetery, at Alton, Illinois.

I am, Governor,

Very respectfully,

Your obedient servant,

WM. W. BELKNAP,
Secretary of War.

(PUBLIC—No. 181.)

AN ACT to amend an act entitled "An act to establish and protect National Cemeteries."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled,* That from the time any State Legislature shall have given, or shall hereafter give, the consent of such State to the purchase by the United States of any National Cemetery mentioned in the act entitled "An act to establish and protect National Cemeteries," approved February twenty-second, eighteen hundred and sixty-seven, the jurisdiction and power of legislation of the United States over such cemetery shall in all courts and places be held to be the same as is granted by section eight, article one, of the Constitution of the United States; and all the provisions of said act of February twenty-second, eighteen hundred and sixty-seven, shall be applicable to the same.

§ 2. *And be it further enacted,* That it shall be the duty of the Secretary of War to cause copies of this present act to be sent to the Governors of all such States wherein any of such National Cemeteries may be situated, to the end that the Legislatures of such States may give the consent herein mentioned.

APPROVED July 1, 1870.

TREASURY DEPARTMENT,
OFFICE OF THE LIGHT-HOUSE BOARD,
WASHINGTON, October 13, 1870.

To His Excellency THE GOVERNOR OF ILLINOIS:

SIR: The Light-House Board of the United States desires to submit, through you, and with your favorable recommendation, to the Senate and Assembly of the State of Illinois, the inclosed two drafts of Acts, with the hope that they may become laws of the State.

These drafts submitted to you, are designed to show to your Excellency the nature of the Acts which it is desirable should become laws of the State, but any other phraseology may

be adopted, provided the objects desired are arrived at. They are similar to laws which have been in force in various States for many years, and are drafted to refer only to sites for light-house purposes of the United States.

The Acts are—

1. "An act giving the consent of the Legislature of the State to the purchase, by the United States, of land within the State, for light-house purposes."

2. "An act providing for the acquirement, by the United States, of lands for light-house purposes, in cases of disagreement with the owners thereof, by means of a jury for condemnation or otherwise."

The Act of Congress, approved May 15, 1820, requires: "That no light-house, beacon, nor landmark shall be built or erected on any site previous to the cession of jurisdiction over the same being made to the United States;" so that an Act of consent to purchase or of cession of jurisdiction, must in every case precede the construction of a light-house or beacon.

By Act of Congress, approved the 12th of July, 1870, providing for the annual reversion of balances into the Treasury on the 1st of July, appropriations for the construction of light-houses are available only during the year following the Act of appropriation, and if the moneys appropriated are not used in that time, they revert to the Treasury of the United States.

The fiscal year for which moneys are appropriated commences on the 1st of July, and ends on the following 30th of June, and it very often happens that so much time intervenes between the passage of the Act of appropriation, and the session of the Legislature of the State, where the light-house is to be erected, in cases where *special* Acts of cession are necessary, as to seriously embarrass the Light-House Board in the construction of light-houses in the time limited as above mentioned.

In regard to the second Act, I would observe that an Act providing for the acquisition of light-house sites, in cases of disagreement, as to price, between the United States and the owners thereof, is very often necessary on account of the cupidity of the latter, who are willing to take advantage of the necessities of commerce to demand exorbitant prices for their lands. It has happened that the construction of light-houses has been delayed for years on this account, and in the meantime there has resulted loss of life and property.

If in their wisdom the Legislature of the State of Illinois should deem it desirable to enact laws similar to the drafts which I enclose, the duties of this Board in the construction of the aids to navigation, with which it is charged, will be facilitated, and they will expedite the construction of the works which it is the design of the Board to recommend to Congress for the coast of your State.

This will be handed you by Brvt. Brig. Gen. O. M. Poe, Corps of Engineers U. S. A., Engineer of the 11th L. H. District.

Very respectfully,

I. B. SHUBRICK,

Rear-Admiral U. S. N., and Chairman.

OFFICE OF LIGHT-HOUSE ENGINEER,

ELEVENTH DISTRICT,

DETROIT, MICH., April 4, 1871.

His Excellency, THE GOVERNOR OF ILLINOIS, Springfield:

SIR: Under instructions from the Light-House Board, I have the honor to transmit herewith, two copies of chapters 194 and 195, of the laws of the State of Maine, approved February 18, 1871, concerning the purchase of lands for light-house purposes, upon which subject I have already had some correspondence with you.

These Acts appear to meet all the requirements of the two cases, and they are submitted in the hope that if the Legislature of your State has not yet acted upon the matter, they may do so upon your Excellency's recommendation, taking these as a basis.

Very respectfully,

O. M. POE,

(Major of Engineers) L. H. Engineer.

OFFICE OF LIGHT-HOUSE ENGINEER,

ELEVENTH DISTRICT,

DETROIT, MICH., April 10, 1871.

To His Excellency, THE GOVERNOR OF ILLINOIS, Springfield:

SIR: Congress, at its last session, made an appropriation for removing the main lights at Chicago, to Grosse Point, 12 miles north of it. Before the necessary land for a site can be acquired, the consent of the Legislature of Illinois, to purchase, must be given. I have, therefore, respectfully to request that the Legislature be applied to for the passage of either a.

special Act, giving consent to the purchase of a site at or near Evanston, in Cook county, Illinois, or to prevent the necessity of frequent applications, a general Act, as per form herewith enclosed.

I am, sir, very respectfully, your obedient servant,

O. M. POE,

(Major of Engineers) Engineer 11th L. H. District.

OFFICE OF LIGHT-HOUSE ENGINEER,

ELEVENTH DISTRICT,

DETROIT, MICH., May 4, 1871.

To His Excellency, Gov. JOHN M. PALMER, Springfield :

DEAR SIR: I have had a consultation with Gen. Poe, the U. S. Director of the light-house works and lights upon the Lakes Michigan, Huron and Lake Superior (11th District), who desires legislation that will favor and permit the conveyance by citizens of real estate for light-house purposes.

I enclose copies of the laws he wishes passed, and as we at Chicago, Grosse Point, Lake county, and at South Chicago (Calumet), Cook county, wish to convey to the Government, real estate for new lights, and the change in the location of others, I beg of you the favor to have this needed legislation included in your call or proclamation for the session of the Legislature (soon to be made). The light at Calumet, South Chicago, is to be re-established by an Act of Congress, and is now demanded by the shipping and commerce, and as it cannot be done until the title is vested in the Government, we and the U. S. Government officers desire the legislation as early as it can be reached. Please include the consideration of this legislation in your proclamation, and render duly obliged,

Yours, very truly,

JAMES H. BOWEN,

President Calumet and Chicago Canal and Park Company.

OFFICE OF LIGHT-HOUSE ENGINEER,

GROSSE POINT LIGHT-HOUSE, 11TH DIST.,

DETROIT, MICH., November 23, 1871.

His Excellency, JOHN M. PALMER, Governor of Illinois, Springfield:

SIR:—The United States has purchased a lot at Grosse Point, Illinois (Evanston), upon which to erect a light-house. Before any progress can be made in the construction of the requisite buildings, it is necessary that the State of Illinois should consent to the purchase and grant concurrent jurisdiction.

The appropriation for the work will revert to the Treasury on the 30th June next, hence I have respectfully to request that your Excellency present the matter to the Legislature of Illinois at as early a day as practicable, with a view to the necessary legislation. The time remaining in which to build the light-house is so short that every day is of importance.

Very respectfully,

Your obedient servant,

O. M. POE,

(Major of Engineers and Brevet-Brig.-Gen. U. S. A.) Light-House Engineer.

ACTS RELATIVE TO PURCHASE OF LANDS FOR LIGHT-HOUSE PURPOSES.

An Act giving the consent of the Legislature of Maine to the purchase, by the United States, of land within this State, for public purposes.

SECTION 1. That the consent of the Legislature of the State of Maine be and the same is hereby given to the purchase, by the government of the United States, or under the authority of the same, of any tract, piece, or parcel of land, from any individual or individuals, bodies politic or corporate, within the boundaries or limits of the State, for the purpose of erecting therein light-houses and other needful public buildings whatever; and all deeds, conveyances of title-papers for the same, shall be recorded, as in other cases, upon the land records of the county in which the lands so conveyed may lie; and in like manner may be recorded a sufficient description, by metes and bounds, courses and distances, of any tract or tracts, legal divisions, of any public land belonging to the United States, which may be set apart by the general government for any or either of the purposes before mentioned, by an order, patent, or other official document or papers so describing such land. The consent herein and hereby given being in accordance with the seventeenth clause of the eighth section of the first article of the constitution of the United States, and with the acts of Congress in such cases made and provided.

§ 2. The lots, parcels, or tracts of land so selected, together with the tenements and appurtenances, for the purposes before mentioned, shall be held exempt from taxation by the State of Maine.

§ 3. This act shall take effect when approved.

Approved February 18, 1871.

AN ACT for the relinquishment, to the United States, in certain cases, of title to lands for sites of Light-stations on the coast and waters of the State.

SECTION 1. That whenever it shall be made to appear to any Justice of the Supreme Judicial Court, upon the application of any authorized agent of the United States, that the said United States are desirous of purchasing any tract of land and the right of way thereto, within the limits of this State, for the erection of a light-house, beacon-light, or light-keeper's dwelling, and that the owner or owners of said land are unknown non-residents, or minors, or from any other cause are incapable of making a perfect title to said lands, or in case the said owners being residents, and capable of conveying, shall, from disagreement in price, or any other cause whatever, refuse to convey said lands to the United States, it shall be the duty of said justice to order notice of the said application, to be published in some newspaper nearest to where said lands lie, once in each week, for the space of four months, which notice shall contain an accurate description of the said lands, together with the names of the owners, or supposed owners, and shall require all persons interested in the said lands to come forward, on a day to be specified in said notice, and file their objections, if any they should have, to the proposed purchase; and at the time specified in said notice it shall be the duty of a justice of said court to empanel a jury, in the manner now provided by law, to assess the value of said lands at their fair market value, and all damages sustained by the owner of the lands so appropriated by reason of such appropriation; which amount, when so assessed, together with the entire costs of said proceedings, shall be paid into the county treasury of said county in which said proceedings are had, and thereupon the sheriff of the said county, upon the production of the certificate of the treasurer of said county that the said amount has been paid, shall execute to the United States, and deliver to their authorized agent, a deed of the said lands, reciting the proceedings in said cause, which said deed shall convey to the United States a good and absolute title to the said lands against all persons whatsoever.

§ 2. The money so paid into the county treasury shall there remain until ordered to be paid out by a court of competent jurisdiction.

§ 3. It shall be the duty of the judge directing the money to be paid to a county treasurer, in accordance with the proceedings of this act, to require of such treasurer a bond in double the amount of money ordered to be paid by him, with two or more sufficient sureties, to be approved by said judge. Said bonds shall be payable to the People of the State of Maine, for the use and benefit of such persons, severally, as are entitled to said money. Said bonds shall be executed and approved and filed with the clerk of said court before receiving said money.

§ 4. In all cases of publication of notice under this act, the court shall require the same proof as in case of publication of notice under the civil practice act of this State.

APPROVED February 18, 1871.

AN ACT to provide for the relinquishment to the United States, in certain cases, of title to lands for sites of Light-stations on the coasts and waters of this State.

SECTION 1. *Be it enacted by the People of the State of ———, represented in the General Assembly,* That whenever it shall be made to appear to any one of the district courts of this State, upon the application of any authorized agent of the United States, that the said United States are desirous of purchasing any tract of land and the right of way thereto, within the limits of this State, for the erection of a light-house, beacon-light, range-light, or light-keeper's dwelling, and that the owner or owners of said land are unknown, non-residents, or minors, or from any other cause are incapable of making a perfect title to said lands, or in case the said owners being residents, and capable of conveying, shall, from disagreement in price, or any other cause whatever, refuse to convey said lands to the United States, it shall be the duty of the judge of the district court in which the lands so designated to be purchased are situated, to order notice of the said application to be published in some newspaper nearest to where said lands lie; also in one newspaper published in the city of ———, once in each week, for the space of four months, which notice shall contain an accurate description of the said lands, together with the names of the owners, or supposed owners, and shall require all persons interested in the said lands to come forward, on a day to be specified in said notice, and file their objections, if any they should have, to the proposed purchase; and at the time specified in said notice, it shall be the duty of the said district court to empanel a jury, in the manner now provided by law, to assess the value of said lands at their fair market value, and all damages sustained by the owner of the lands so appropriated by reason of such appropriation; which amount, when so assessed, together with the entire costs of said proceedings, shall be paid into the county treasury of said county in which said proceedings are had, and thereupon the sheriff of the said county, upon the production of the certificate of the treasurer of said county that the said amount has been paid, shall execute to the United States, and deliver to their authorized

agent, a deed of the said lands, reciting the proceedings in said cause, which said deed shall convey to the said United States a good and absolute title to the said lands against all persons whatsoever.

§ 2. That the money so paid into the county treasury shall there remain until ordered to be paid out by a court of competent jurisdiction.

§ 3. It shall be the duty of the judge directing the money to be paid to a county treasurer, in accordance with the proceedings of this act, to require of such treasurer a bond in double the amount of money ordered to be paid by him, with two or more sufficient sureties, to be approved by said judge. Said bonds shall be payable to the People of the State of ———, for the use and benefit of such persons, severally, as are entitled to said money. Said bonds shall be executed and approved and filed with the clerk of said court before receiving said money.

§ 4. In all cases of publication of notice under this act, the court shall require the same proof as in cases of publication of notice under the civil practice act of this State.

AN ACT giving the consent of the Legislature of the State of ——— to the purchase, by the United States, of land within this State, for public purposes.

SECTION 1. That the consent of the Legislature of ——— be and the same is hereby given to the purchase, by the government of the United States, or under the authority of the same, of any tract, piece, or parcel of land, from any individual or individuals, bodies politic or corporate, within the boundaries or limits of the State, for the purpose of erecting therein light-houses and other needful public buildings whatever; and all deeds, conveyances of title-papers for the same, shall be recorded, as in other cases, upon the land records of the county in which the land so conveyed may lie; and in like manner may be recorded a sufficient description, by metes and bounds, courses and distances, of any tract or tracts, legal divisions, of any public land belonging to the United States, which may be set apart by the general government for any or either of the purposes before mentioned, by an order, patent, or other official document or papers so describing such land. The consent herein and hereby given being in accordance with the seventeenth clause of the eighth section of the first article of the Constitution of the United States, and with the acts of Congress in such cases made and provided.

§ 2. The lots, parcels, or tracts of land so selected, together with the tenements and appurtenances for the purposes before mentioned, shall be held exempt from taxation by the State of ———.

On motion of Mr. Flagg,

The message was referred to the committee on military affairs.

At 11 o'clock A. M. the President announced the special order, being the consideration of

Senate bill, No. 54, for "An act to amend the law in respect to injuries to the person."

The special order was then taken up, and,

On motion of Mr. Langley,

Referred to the committee on judiciary.

Senate bill, No. 155, for "An act to encourage colleges and other seminaries of learning,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....36
Nays.....0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bowman,
Boyd,
Bush,

Messrs. Carter,
Daggett,
Donahue,
Dora,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Harlan,
Hunter,
Jewett,
Landrigan,
Langley,

Messrs. Little,
Marsh,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Solomon,
Starne,
Tinchcr,
Underwood,

Messrs. Vaughan,
Washburn,
Whiting,
Williams,
Woodard.

The bill containing an emergency clause, and having received a two-thirds majority, was declared passed.

Mr. Flagg offered the following amendment to the title of the bill ; which was adopted :

Amend title of Senate bill No. 155, to read as follows : "An act to permit colleges and seminaries of learning to choose members of their boards of trust from other States."

Ordered that the title be as amended, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 251, for "An act concerning hedge fences along the public roads in this State,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows : { Yeas.....35
Nays..... 1

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bowman,
Boyd,
Bush,
Carter,
Daggett,
Donahue,
Dore,
Eddy,

Messrs. Edsall,
Flagg,
Fuller,
Hampton,
Harlan,
Hunter,
Jewett,
Landrigan,
Langley,
Marsh,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Solomon,
Starne,
Tinchcr,
Underwood,
Vaughan,
Washburn,
Whiting,
Williams,
Woodard.

Mr. Little voted in the negative.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 287, for "An act to permanently establish the center of all counties in this State, to punish defacing and removal of the evidences thereof, and to fix the boundaries of counties on rivers,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows : { Yeas 30
Nays 6

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bowman,
Boyd,
Carter,
Daggett,
Donahue,
Dore,

Messrs. Eddy,
Edsall,
Flagg,
Fuller,
Hampton,
Harlan,
Hunter,
Jewett,
Landrigan,
Marsh,

Messrs. Nicholson,
Pierce,
Richardson,
Solomon,
Tinchcr,
Underwood,
Washburn,
Whiting,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bush,
Langley,

Messrs. Little,
Reddick,

Messrs. Starne,
Vaughan.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 324, for "An act regulating the sale of poisons in the State of Illinois,"

Was taken up, read at large a second time, and

Referred to the committee on judiciary.

Senate bill, No. 323, for "An act to provide for the collection of State statistics,"

Was taken up, read at large a second time, and

Referred to the committee on education.

Mr. Alexander, from the committee on banks and banking, to which was referred House bill, No. 34, for "An act to provide for uniformity in calculating days of grace, maturity of bills, notes, etc., and declaratory of the laws in relation thereto," reported the same back and recommended that the bill do not pass.

The bill was ordered to a third reading.

House bill, No. 164, for "An act for the prevention of nuisances upon buildings, fences, walls, trees, and other places,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas.....13
Nays.....21

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Carter,
Flagg,

Messrs. Fuller,
Langley,
Nicholson,
Reddick,

Messrs. Underwood,
Whiting,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Anderson,
Bowman,
Boyd,
Bush,
Daggett,
Donahue,
Eddy,

Messrs. Edsall,
Hampton,
Harian,
Hunter,
Jewett,
Landrigan,
Little,

Messrs. Pierce,
Richardson,
Solomon,
Starne,
Tischer,
Vaughan,
Washburn.

Mr. Edsall then entered a motion to reconsider the vote whereby House bill No. 164 was lost.

Mr. Hunter moved that a committee of three be appointed, to inquire into the danger of heating the Senate chamber by the Ruttan system; which motion was lost.

At 12:20 o'clock P. M.,

On motion of Mr. Langley,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

Mr. Pierce offered the following resolution :

Resolved, That the committee on expenses of the general assembly be, and they are hereby, instructed to give personal supervision from day to day to the construction of the hot-air furnace now in process of construction by W. A. Pennell & Co., for the heating and ventilation of this chamber, with the view of ascertaining that every possible precaution is taken to guard against the danger of fire.

On motion of Mr. Boyd,

The rules were suspended and the resolution adopted.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 324, for "An act regulating the sale of poisons in the State of Illinois," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered engrossed and printed for a third reading.

Mr. Langley, from the committee on education, to which was referred Senate bill, No. 317, for "An act to appropriate money to complete the main building of the Illinois Industrial University, and to provide for heating the same," reported the same back and recommended it be read a second time.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

The bill was then read at large a second time, and

Referred to the committee on finance.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of the Senate amendment to the following resolution, to-wit :

Resolved by the House of Representatives, the Senate concurring herein, That the Secretary of State be and he is hereby instructed to furnish to the judges of the United States district and circuit courts, for the Northern district of this State, each, with a copy of the Statutes of the State, and copies of such other books as have been furnished to judges of the State courts in Cook county by direction of the present General Assembly.

Amendment adopted :

Amend by adding—"Provided, that such books are on hand and not necessary for the use of his office."

House bill, No. 34, for "An act to provide for uniformity in calculating days of grace, maturity of bills, notes, etc., and declaratory of the laws in relation thereto,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas. 3
Nays. 33

Those voting in the affirmative are,

Mr. Bangs,

Mr. Bowman,

Mr. Eddy.

Those voting in the negative are,

Messrs. Alexander,
Allen,
Anderson,
Boyd,
Bush,
Carter,
Daggett,
Donahue,
Dore,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Landrigan,
Langley,
Lanning,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Solomon,
Tincher,
Underwood,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Bangs, from the committee on fees and salaries, introduced

Senate bill, No. 330, for "An act to reduce the fees of certain county officers, existing at the time of the adoption of the constitution of 1870, and to fix the fees and compensation of certain county officers named therein, who have been or may be elected under the provisions of said constitution, classifying the counties according to population and fixing a scale of fees for each class for the aforesaid, and to provide the mode of rendering their accounts."

Which was read at large a first time, and,

On motion of Mr. Bangs,
Laid on the table and 480 copies ordered printed.

Mr. Edsall introduced

Senate bill, No. 331, for "An act to establish the salaries of the judges of inferior local courts in cities having less population than five thousand inhabitants."

Which was read at large a first time, and

Ordered to a second reading.

At 4:15 o'clock P. M.,

On motion of Mr. Fuller,
The Senate adjourned until 10 o'clock A. M., to-morrow morning.

WEDNESDAY, DECEMBER 6, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Dr. Collyer, of Chicago.

The journal of yesterday was being read, when,

On motion of Mr. Little,
The further reading of the same was dispensed with.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate a written communication:

TREASURY DEPARTMENT,
OFFICE OF THE SECRETARY,
October 18, 1871.

To His Excellency, Gov. JOHN M. PALMER, Springfield, Illinois:

SIR:—I anticipate that Congress will early in the session make an appropriation for the erection of suitable public buildings in the city of Chicago, in place of those recently destroyed. I think it will be necessary either to procure additional land adjoining the custom house site, or to obtain a much larger site in some other convenient part of the city.

The experience which the government has had in other places, leads me to suggest to you the expediency of obtaining authority of the Legislature, for the condemnation by the proper State Court, of such parcels of land as the government of the United States may need for public buildings, upon the payment of such sum of money as may be awarded by appraisers to be appointed by the court. Precedent for this course may be found in the proceedings of the Legislature of Massachusetts for the year 1870, by virtue of which the government obtained a title to a portion of the site for the new post-office building in the city of Boston.

I make this communication to you at the present time in order that you may, if you think proper, call the attention of the Legislature of Illinois at its present session to the matter.

In absence of the authority referred to, the government might be under the necessity of rebuilding upon the present site, which seems to me insufficient for suitable public buildings, or to accept a site not well adapted for the accommodation of the city.

Very respectfully,

GEO. S. BOUTWELL,
Secretary.

On motion of Mr. Fuller,

The message of the Governor was referred to the committee on federal relations.

The roll of the Senate was then called, when

The following Senators (46) answered to their names:

Messrs; Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Little,
Marsh,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Starnes,
Strevel,
Tinchier,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Edsall presented a petition relating to the repeal of an act whereby the court of common pleas in the city of Amboy was established; which was laid on the table.

The President of the Senate then presented a resolution in the nature of a petition, adopted by the Central Illinois Conference of the Methodist Episcopal Church, relating to the passage of a bill now pending restraining the sale of intoxicating liquors; which was

Referred to the committee on domestic relations.

Mr. Bangs, from the committee on fees and salaries, to which was referred Senate bill, No. 326, for "An act to reduce the fees of clerks of circuit courts who are ex-officio recorders of deeds in counties con-

taining a population of seventy thousand and upwards, and to fix a compensation for said clerks, and to provide for the payment of all fees, perquisites and emoluments above the amount of said compensation into the county treasuries," reported the same back and recommended that it pass.

The report of the committee was concurred in, and the bill
Was read at large a second time.

On motion of Mr. Alexander,
The bill was laid on the table, and 240 copies ordered printed.

Mr. Tincher, from the committee on expenditures of the general assembly, to which was referred House bill, No. 586, for "An act to make appropriations to pay certain expenses of the State government for which no appropriation has heretofore been made," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill
Ordered to a third reading and 240 copies ordered printed.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 174, for "An act to fix the times and places of holding the supreme court," reported the same back, with House amendments, without recommendation.

Mr. Boyd then moved that the bill (S. B. No. 174) and amendments be laid on the table until 4th of July, 1872.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 26
Nays 16

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bowman,
Boyd,
Bush,
Crawford,
Donahue,
Flagg,

Messrs. Hampton,
Harlan,
Holcomb,
Landrigan,
Langley,
Nicholson,
Reddick,
Richardson,
Strevell,

Messrs. Tincher,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Williams.

Those voting in the negative are,

Messrs. Bangs,
Bishop,
Carter,
Daggett,
Dore,
Eddy,

Messrs. Edsall,
Fuller,
Jackson,
Jewett,
Kerr,

Messrs. Little,
Marsh,
Starnes,
Wilkinson,
Woodard.

So the bill was laid upon the table until the 4th of July, 1872.

Mr. Woodard, from the committee on federal relations, introduced Senate bill, No. 332, for "An act to provide for the relinquishment to the United States, in certain cases, of title to lands for sites of light stations on the coasts and waters of this State."

Which was read at large a first time, and
Ordered to a second reading.

Mr. Woodard, from the committee on federal relations, introduced Senate bill, No. 333, for "An act giving the consent of the Legislature of the State of Illinois to the purchase by the United States of land within this State for public purposes."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 132, for "An act to fix compensation of executors of estates," reported the same back and recommended that it be laid on the table.

The report of the committee was concurred in, and the bill

Ordered to lie on the table.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 32, for "An act regulating the right of dams authorized by the laws of this State, and for the assessment of damages," reported the same back and recommended that it be laid upon the table.

The report of the committee was concurred in, and the bill

Ordered to lie upon the table.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 127, for "An act to authorize the corporate authorities of cities and towns to dispose of lands dedicated by the General Government to a public use," reported the same back and recommended that it be laid upon the table.

The report of the committee was concurred in, and the bill

Ordered to lie upon the table.

Mr. Boyd, from the committee on judiciary, to which was referred a resolution relating to taxes, reported the same back and asked to be discharged from the further consideration of the same.

The report of the committee was concurred in, and the committee discharged from the further consideration of the resolution.

Mr. Boyd, from the committee on judiciary, to which was referred a resolution relating to records destroyed in Cook county, reported the same back and asked to be discharged from the further consideration of the same.

The report of the committee was concurred in, and the committee discharged from further consideration of the same.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 316, for "An act to attach Mercer county to the sixth judicial circuit," reported the same back and recommended that it pass.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

The bill was then read at large a second time, and,

On motion of Mr. Langley,

Laid upon the table.

Mr. Fuller, from the committee on judiciary, reported back sundry resolutions, and asked that the committee be discharged from further consideration of the same.

The report of the committee was concurred in, and the committee discharged.

Mr. Fuller, from the committee on judiciary, to which was referred Senate bill, No. 140, for "An act to authorize certain records in Bond county to be transcribed," reported the same back and recommended that it be ordered to a third reading.

The report of the committee was concurred in, and the bill

Ordered engrossed and 240 copies printed for a third reading.

Mr. Fuller, from the committee on judiciary, to which was referred Senate bill, No. 202, for "An act to enforce the seventh section of the ninth article of the constitution," reported the same back and recommended that it be laid on the table.

The report of the committee was concurred in, and the bill

Ordered to lie on the table.

Mr. Eddy, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly engrossed :
Senate bill, No. 324, for "An act regulating the sale of poisons in the State of Illinois."

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 234, for "An act to amend an act entitled 'an act to incorporate the Hospital of the Sisters of the Poor of the order of St. Mary of Quincy,' approved March 4, 1869," reported the same back and recommended that it be laid on the table.

The report of the committee was concurred in, and the bill

Ordered to lie on the table.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 242, for "An act to amend the criminal code of this State," reported the same back and recommended that it be laid on the table.

The report of the committee was concurred in, and the bill

Ordered to lie on the table.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 244, for "An act to make recognizances of bail in criminal cases a lien on the real estate of the accused and security," reported the same back and recommended that it be laid on the table.

The report of the committee was concurred in, and the bill

Ordered to lie upon the table.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 80, for "An act to confer jurisdiction upon justices of the peace and police magistrates in actions of trespass to the person," reported the same back and recommended that it be laid on the table.

The report of the committee was concurred in, and the bill

Ordered to lie upon the table.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 319, for "An act to legalize the acts of justices of the peace, police magistrates and constables, under the operation of a supposed act, increasing the jurisdiction of justices of the peace and police magistrates to two hundred dollars," reported the same back and recommended that it be laid on the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 306, for "An act for the appointment of shorthand reporters in courts of record and to regulate the taking of testimony," reported the same back and recommended that it be laid on the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 44, for "An act to increase the jurisdiction and to change the name of the courts of common pleas of the cities of Aurora and Elgin," reported the same back and recommended that it be laid on the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 85, for "An act authorizing the purchase of copies of the new constitution of Illinois with index," reported the same back and recommended that it be laid on the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 65, for "An act to change the name of the recorder's court of the city of Peru, and define its jurisdiction," reported the same back and recommended that it be laid upon the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

Mr. Van Dorston, from the committee on judiciary, to which was referred Senate bill, No. 167, for "An act to transfer railroad subscription," reported the same back and recommended that it be laid upon the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

Mr. Van Dorston, from the committee on judiciary, to which was referred Senate bill, No. 224, for "An act to provide for the pay of the commissioners appointed to revise the statutes of the State of Illinois," reported the same back and recommended that it be laid upon the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

Mr. Van Dorston, from the committee on judiciary, to which was referred Senate bill, No. 200, for "An act to insure the better professional education of practitioners of Dental Surgery in the State of Illinois," reported the same back and recommended that it be laid upon the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

Mr. Van Dorston, from the committee on judiciary, to which was referred Senate bill, No. 220, for "An act to amend an act entitled 'an act to incorporate the Canton Cemetery Company,' approved February 1st, 1851," reported the same back and recommended it be laid upon the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

Mr. Van Dorston, from the committee on judiciary, to which was referred Senate bill, No. 209, for "An act declaring the insolvency of any insurance company doing business in this State, in suits by such company upon notes given for policies of insurance, pleadable as partial or total failure of consideration," reported the same back and recommended that it be laid upon the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

Mr. Van Dorston, from the committee on judiciary, to which was referred Senate bill, No. 172, for "An act to require counties to pay the expenses of the trial of suits," reported the same back and recommended that it be laid upon the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

Mr. Van Dorston, from the committee on judiciary, to which was referred Senate bill, No. 199, for "An act to amend chapter 43 of the Revised Statutes entitled 'Forcible Entry and Detainer,'" reported the same back and recommended that it be laid upon the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

Mr. Edsall, from the judiciary committee, introduced

Senate bill, No. 334, for "An act to provide and furnish suitable rooms for the supreme court in the central grand division of this State, and to make an appropriation therefor."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Bishop, from the committee on judiciary, to which was referred Senate bill, No. 87, for "An act providing for the holding of the terms of the supreme court at the capital of the State, and creating one judicial division of the State," reported the same back with amendments, and recommended the adoption of the same.

Mr. Underwood moved that the consideration of the bill be indefinitely postponed.

At 12:34 o'clock P. M.,

On motion of Mr. Langley,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

The consideration of Senate bill No. 87, and amendments reported from the judiciary committee to the same, was then resumed.

The question being upon Mr. Underwood's motion to indefinitely postpone the consideration of Senate bill, No. 87,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 17
Nays 28

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Bowman,
Eddy,
Flagg,
Fuller,

Messrs. Holcomb,
Hunter,
Little,
Marsh,
Pierce,
Reddick,

Messrs. Strevell,
Underwood,
Van Dorston,
Washburn,
Woodard.

Those voting in the negative are,

Messrs. Allen,
Bangs,
Bishop,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,

Messrs. Edsall,
Hampton,
Harlan,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,

Messrs. Nicholson,
Richardson,
Starnes,
Tincher,
Vaughan,
Voris,
Whiting,
Wilkinson,
Williams.

So the Senate refused to indefinitely postpone consideration of the bill.

The report of the committee was then concurred in, and the bill Ordered to a second reading, and 240 copies ordered printed.

Mr. Woodard, from the committee on federal relations, to which was referred Senate bill, No. 300, for "An act giving the assent of the State of Illinois to the construction of a bridge across the Mississippi river at a point opposite, or nearly so, to the city of Cape Girardeau, Missouri," reported the same back, with an amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill Referred to the committee on judiciary.

Mr. Eddy, from joint committee on enrolled and engrossed bills, reported the following as correctly enrolled, to-wit:

Senate bill, No. 138, for "An act to provide for holding regular and special terms of the circuit court in two or more counties, in the same circuit, at the same time."

A message from the House of Representatives, by Mr. Hay :

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit :

WHEREAS it is the opinion of practical architects and builders that one of the partition walls in the building of the Soldiers' Orphans' Home is in a dangerous condition and liable to fall down, and thereby endanger the lives of the inmates; therefore,

Resolved by the House of Representatives, the Senate concurring herein, That three members of the House committee on public buildings and grounds, and two members of the same committee of the Senate, be and they are hereby requested to visit the Soldiers' Orphans' Home, at Normal, at their earliest convenience, and carefully examine said wall and report the condition thereof to the General Assembly as soon as practicable, and make such recommendations as in their judgment the nature of the case requires.

In the adoption of which I am instructed to ask the concurrence of the Senate.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly enrolled, and on the 6th day of December, 1871, laid before the Governor for his approval, viz :

Senate bill, No. 138, for "An act to provide for holding regular and special terms of the circuit court in two or more counties, in the same circuit, at the same time."

Mr. Richardson, from the committee on judiciary, to which was referred Senate bill, No. 54, for "An act to amend the law in respect to injuries to the person," reported the same back, with amendments, and recommended the adoption of the same.

Pending the consideration of the report of the committee,

At 5:15 o'clock P. M.,

On motion of Mr. Anderson,

The Senate adjourned until 10 o'clock A. M. to-morrow.

THURSDAY, DECEMBER 7, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Crane.

The journal of yesterday was being read, when,

On motion of Mr. Langley,

The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (48) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,

Messrs. Bowman,
Boyd,
Bush,
Carter,
Crawford,

Messrs. Daggett,
Donahue,
Dore,
Early,
Eddy,

Messrs. Edsall,
Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,

Messrs. Langley,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,
Solomon,
Starna,

Messrs. Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, to-wit:

House bill, No. 248, for "An act in regard to garnishment."

House bill, No. 261, for "An act in relation to the sale of casks, barrels, kegs, boxes and bottles used by the manufacturers of ale, porter, mineral waters, and others."

House bill, No. 316, for "An act to provide for referees in common law cases."

In the passage of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, viz:

House bill, No. 222, for "An act to repeal section 7, of an act entitled 'an act to organize and regulate the business of life insurance,' approved March 26, 1869."

House bill, No. 223, for "An act to amend section 4, of chapter 80, of the Revised Statutes of 1845, entitled 'Paupers.'"

In the passage of which I am instructed to ask the concurrence of the Senate.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate the report of the Commissioners to contract the Southern Illinois Insane Asylum and the Southern Illinois Normal University, and also the special report of the State Board of Public Charities.

TO HIS EXCELLENCY J. M. PALMER, *Governor of Illinois*:

Pursuant to an act of the Twenty-seventh General Assembly, approved April —, 1871, the Board of Commissioners appointed to construct the Southern Illinois Insane Asylum, located at Anna, and the Southern Illinois Normal University, located at Carbondale, met in the latter city on the 27th of April, 1871, and organized by the election of R. H. Sturgess, permanent Chairman, and E. J. Palmer, Secretary.

John Wood was appointed Superintendent of the Insane Asylum, and R. H. Sturgess, Superintendent of the Normal University.

The former Commissioners of the Insane Asylum were immediately notified of such organization, and that the new Board would meet at Anna, on Tuesday, May 2d, to receive the books, papers, money, etc., belonging to the Asylum. The trustees of the Normal University were also notified that we would meet them at Carbondale, on Wednesday, May 3d, to receive books, etc., then in their possession.

The Board met at Anna, at the time mentioned, and met, of the retiring Board, George L. Owen, Treasurer, and Benj. F. Wiley, Secretary, who surrendered books, papers, office fixtures, farm, stock, etc.; the new Board taking formal possession of everything pertaining to the Institution.

On May 3d, we met at Carbondale, to receive property belonging to the Normal University, only one member of the retiring Board being present, the others reporting their inability to attend. After taking possession of such books and property as could be found, we proceeded to the transaction of business.

NORMAL UNIVERSITY.

In complying with the requirements of section 6, of the act creating the present Board, we were unavoidably delayed by the unfortunate death of the contractor, J. M. Campbell, who lost his life while employed at the building. We could do nothing until administrators were appointed by the court. As soon as this was done, we notified the administrators of our readiness to hear any proposals they had to make, or to receive the assets in their hands, and to proceed to a final settlement.

In compliance with our notice, the administrators turned over to us the following described assets, to-wit: Bonds of the city of Carbondale to the amount of \$100,000, less the first year's coupons taken from said bonds; the unexpended portion of the Illinois Central Railroad freight donation, to amount of \$19,685 53; lands situated in city of Carbondale, Jackson and Williamson counties; and signified their readiness to have the price of work done and material furnished affixed by appraiser, as provided by said section 6.

The appraisers selected were: David Johnson, on the part of the appraisers, and Edward Jungunfeld, architect, of St. Louis, on the part of the Board. The two appraisers selected as umpire, Arthur Boyle, of Cairo.

The appraisers made a careful estimate by actual measurement of the work done and materials furnished, suitable for the building, and allowed the estate the sum of \$119,815 19. As part of material accepted by the appraisers was not on the premises, and other not suitable, by direction of your Excellency a deduction of \$1,355 76 was made, making the sum actually paid for all work done and material furnished, \$115,459 93, which we think a fair and full value for all material furnished and labor performed in and around the building. On final settlement with the administrators, we found that there was due the estate \$20,495 46, and vouchers for that amount were paid by the Treasurer.

After getting possession of the building and material, in compliance with requirements of section 6 of the act creating the Board, we had such modifications of the plans made as were possible without impairing the usefulness and beauty of the building—the principal changes being made in curtailing the height of roof, and the substitution of galvanized iron for stone cornice on three sides, the stone for front cornice being then nearly all prepared. The changes made lessens the cost nearly ten thousand dollars, without in the least detracting from the appearance of the building.

After the plans had been perfected, we sent advertisements, on the 28th of June, to the *Chicago Journal*, *Springfield Journal*, *St. Louis Democrat*, and *'Egyptian Sun*, Cairo, inviting bids until July 18th, at 4 o'clock P. M., for the completion of the Normal University building. Five bids were received, from the following persons :

W. F. Bushnell, Mendota	\$130,000
Rapp, Robinson & Darling, Carbondale.....	136,000
Maurice Fitzgibon, St. Louis	118,909
Wickwire & Boyle, Cairo	112,500
Fitzhugh & Rhodes, Springfield.....	135,770

The bid of Wickwire & Boyle being the lowest bid, the contract was let to them, we reserving the right in the contract to suspend work at any time without incurring any additional expense on account of such suspension; and further agreeing to pay them only \$25,000 until a further appropriation was made or the assets on hand disposed of, at the same time binding them to have the building inclosed on or before the first day of January, 1872. We deemed it absolutely necessary to get the building under roof as soon as possible to prevent injury during the winter season, and to that end, although we have only half enough funds to pay for that amount of work, made it a condition of the contract, a copy of which, with bond attached, is on file in the office of the Secretary of State.

We found upon taking possession of the building premises that we had on hand a building intended to be magnificent—in size 209 feet by 108 feet—only built to the top of the first story, with a debt (after settling with Campbell's administrators) of \$20,495 46, and with but \$50,000 with which to liquidate the debt and go on with the work. But believing that the interests of the State required the early completion of the building, and knowing further, from experience, that the building in the condition in which we found it would be injured to the amount of thousands of dollars by standing exposed during the winter, we determined, after advising with your Excellency, to at least inclose it, trusting to the known magnanimity of our General Assembly to provide the means for paying the contractors for the expenditures incurred.

The contractors are pushing the work as rapidly as possible, having the building nearly ready for the roof, and by the time specified in the contract will have it secure. It is our earnest wish to push the building to an early completion, and if the means are furnished, we pledge ourselves to have it completed in time for the fall term of 1872.

The annexed statement will show the financial condition of the institution to date, Nov. 2, 1871, and the amount necessary to complete and furnish the building:

STATEMENT showing the Financial Condition of the Southern Illinois Normal University, to November 2, 1871, inclusive.

UNIVERSITY, To State of Illinois.	Dr.
To appropriation, March 9, 1869.....	\$75,000 00
amount received from sale of lands donated	14,375 00
“ freight, donated by Illinois Central Railroad Co.....	5,314 47
“ “ “ by G. T. M. & M. Co.....	1,275 00
“ interest received on Carbondale bonds	7,000 00
Total	<u>\$102,964 47</u>

Cr.

By amount paid by former Board, as follows:

To J. M. Campbell, from appropriation, March 9, 1869.....	\$67,000 00
" " " sale of lands.....	14,875 00
" " " freight, donation from I. C. R. R.....	5,814 47
" " " " " " G. T. M. & M. Co.....	1,275 00
" " " interest on Carbondale bonds.....	7,000 00
amount paid sundry persons on vouchers.....	6,998 80
" treasurer of present Board.....	1,006 70
Total	\$102,984 47

Dr.

To cash received from W. J. Yost, treasurer.....	\$1,006 70
appropriation, April, 1871.....	50,000 00
freight donated by I. C. R. R.....	1,462 21
Total	\$52,468 91

Cr.

By amount paid estate of J. M. Campbell.....	\$20,495 46
" " appraisers of settlement.....	1,337 00
" " for altering plans.....	1,140 90
" " commissioners to superintend.....	444 88
" " Wickwire & Boyle, contractors, cash.....	16,016 09
" " same, freight.....	1,462 21
" " telegraphing, to H. P. Smith.....	21 89
" " printing, advertising, etc.....	4 50
" " commissioners' transportation.....	599 73
Total	\$41,522 16

Leaving balance on hand and in State Treasury.....\$10,945 75

Estimate of amount necessary to complete and furnish building:

Wickwire & Boyle, as per contract.....	\$95,021 70
Thomas, as per contract, heating.....	5,613 95
Furnishing building.....	12,000 00
Fencing and grading grounds.....	8,000 00
	\$120,635 65
Deduct amount on hand.....	10,888 15

Making appropriation required.....\$109,752 50

INSANE ASYLUM.

On taking possession of the Insane Asylum and premises, we found the basement story not yet finished, and only \$33,000 of the \$125,000 appropriated remaining unexpended. The contract having been made by the former Board, we could do no more than urge a more rapid prosecution of the work. The delay since we have had control of the work, has been caused mainly from the want of funds on the part of the contractor, and his inability to procure readily the material called for in the contract, a part of the brick (the yellow) having to be brought from Milwaukee, Wisconsin, and the white sand from St. Louis.

On July 25th, seeing no prospect of an early completion of the building, or a compliance with the terms of the contract, we notified, through our Superintendent, the contractors' securities to meet us at Anna, on August the 1st, and either furnish means for a more rapid prosecution of the work, or a surrender of the contract. The securities met us as requested, and agreed to furnish the contractor means,

and also to appoint an agent to disburse the funds so as to satisfy the laborers on the building.

We, on our part, adopted the following resolution :

"Resolved, That the Board will extend, during its own pleasure, the time for the completion of the asylum building, provided positive assurance be given that the building shall be inclosed by the 1st day of December, 1871, and that all the material used and work done be in strict accordance with the specifications."

The securities accepted the proposition and signed the agreement, which is in our possession.

By the terms of the contract, unless the building was three-fourths done by the first day of August, 1871, and completed by the 24th day of December, 1871, the contractor forfeited all rights, and the Board of Commissioners, through their Superintendent, could take possession and finish the building at the expense of the contractor. But as he contended that the job was delayed through no fault of his own, we concluded, after deliberation and consultation with your Excellency, that it would be better to extend the time for completion than to involve the State in litigation, besides incurring a further delay in the completion of the building. The work is progressing rapidly at the present time, and the building will be inclosed by the time specified in the agreement, made in August, and will be ready for plastering as early in the spring as the weather will admit. We deem it only justice to the contractor to state that all the material used is of the best quality, and the workmanship will compare favorably with any in the State. Under all the circumstances, we think some allowance should be made on account of the material used having to be brought from such distances.

The building being erected will be practically useless, until the center and rear buildings are erected. The heating, ventilating, cooking, washing and drying apparatus all being located (and properly so) in the rear building, and the officers' and attendants' apartments all being in center main building, even temporary connections cannot be made between rear building and the wing now in course of construction without the basement story of the center building being first erected. As a matter of economy, we earnestly recommend that provision be made for the erection of the building named, during the coming year.

We can and will complete the buildings named during ensuing year if the means are furnished us in time to make the contracts at the commencement of the season, an estimate of the cost of which accompanies this report.

We would state that we have visited the following insane hospitals within the past few months, to ascertain, as far as possible, the best mode of heating and ventilating hospitals for the insane, viz: Longview, near Cincinnati, Ohio; Illinois State Hospital, Jacksonville; St. Louis Hospital, St. Louis; and Cincinnati Hospital, Cincinnati, and find that the plan for heating and ventilating the Southern Illinois Insane Asylum, with some modifications and alterations, is as near perfect as any we visited.

The Asylum Farm, under the arrangements of the former Board, we consider a failure, the expenditures being much greater than the

receipts; and, upon the expiration of the contract of the farm steward, we leased the premises for one year, receiving a portion of the crops in payment.

The annexed statement of receipts and expenditures, and the amount necessary to put the Institution in running order, has been carefully made; and should the amount asked for be appropriated, we shall use our best endeavors to discharge our duties faithfully and to the best interests of the Institution and the State.

INSANE ASYLUM, *To State of Illinois,* Dr.

To appropriation, April, 1869.....\$125,000 00
To receipts from sale of farm products 157 94

Total receipts\$125,157 94
By amount expended by former Board 92,157 94

Total amount coming in hand present Board.....\$33,000 00

Cr.

By amount paid Shinnick, contractor.....\$30,925 14
" Thomas Walsh, superintendent 1,049 59
" commissioners transportation 420 42
" labor on farm 426 82
" H. W. Hall, former commissioner, per diem and expenses..... 110 50
" Barton, printing blanks..... 4 50

Total paid out.....\$32,936 97
Balance on hand 63 03

\$33,000 00

Amount required to finish north wing, as per contract, and extra work.....\$63,767 03

Balance due, including percentage retained\$58,490 52
Percentage retained on excavation..... 242 41
Balance due, including percentage, on deepening..... 5,034 86

Total.....\$63,767 03

Estimate of the cost to put the Institution in running order :

Center building\$93,915 95
Rear building..... 29,134 80
Chimney stack 7,390 00
Steam heating, cooking and laundry apparatus..... 25,480 00
Machinery, etc., for water works 23,230 00
Artificial gas works 1,500 00
Furniture, bedding, etc., for 175 patients, \$60 each 10,500 00

Total\$254,867 78

Amount necessary to complete north wing, including furniture, excavation, etc. 133,200 00

Total.....\$388,067 78

All of which is respectfully submitted.

R. H. STURGESS, }
JOHN WOODS, } *Commissioners.*
E. J. PALMER. }

CARBONDALE, ILLS., Nov. 2, 1871.

STATE OF ILLINOIS,
BOARD OF PUBLIC CHARITIES,
SECRETARY'S OFFICE, SPRINGFIELD, Nov. 3, 1871.

HON. JOHN M. PALMER, *Governor* :

The State Commissioners of Public Charities have nearly completed the annual visitation of State and county institutions, required by law, and will submit their regular annual report on or before the fifteenth day of December. In accordance with your Excellency's request, the following special report is respectfully submitted, in anticipation of the coming session of the General Assembly.

The Commissioners of the Northern Insane Asylum have submitted to this Board their estimates of the amount necessary to complete and finish that institution, of which the following is a summary :

The amounts appropriated by the General Assembly, up to this date, for building purposes, have been—

Appropriation of 1869.....	\$125,000 00
“ of 1871, for completion of north wing and purchase of land	38,585 26
“ rear building.....	48,500 00
“ heating and gas apparatus.....	26,800 00
“ reservoir and sewers.....	7,500 00
Total.....	\$246,385 26

The actual cost of the items named, at the time of their completion, (including trustees' and office expenses, commissions to architect, etc.) will be \$261,782 94. This will include certain items not contained in the estimates on which the appropriations were based, viz :

Freights paid by the State, supposed to have been part of the Elgin donation ...	\$6,000 00
Extras on north wing.....	3,600 00
Extra cost of heating apparatus, in consequence of adoption of petroleum as fuel	4,400 00
Total.....	\$13,000 00

Deducting these items, the cost of the building has exceeded the estimates by only \$2,397 68; or if trustees and office expenses be also deducted, not at all.

To complete the center building and south wing will cost.....	\$256,000 00
To furnish it throughout, including gas fixtures.....	22,460 00
Two barns and an ice-house.....	4,500 00
To alter, repair and enlarge the cottages on the farm, to accommodate 80 patients	25,000 00
	\$307,960 00
Extra cost of north wing, rear building and heating apparatus.....	15,397 68

Total additional appropriation needed.....\$323,357 68

This amount, \$323,357 68, will have to be appropriated, now or hereafter, in order to carry out the purpose of the act creating this asylum.

The commissioners of the Southern Insane Asylum have also submitted estimates of the cost of completing that institution.

The appropriation of 1869 (\$125,000) is the only one made thus far for Anna. An appropriation of \$60,000 was voted by the present Assembly, but the act was not signed until after the expiration of the time named in the constitution.

The total amount expended, at the time of completion of the north wing, (including trustees' and office expenses, etc.) will be as follows :

Expended by the old board	\$92,157 94
" " new board	32,511 11
Indebtedness contracted.....	68,767 08

\$188,436 08

To complete the center building will cost	\$98,915 95
Rear building	29,184 80
Chimney stack.....	7,890 00
South wing	122,700 00
Steam heating, cooking and laundry apparatus	25,480 00
Machinery, etc., for water works	28,290 00
Gas works	1,500 00
Furniture for 400 patients	21,000 00

\$324,800 75

Add indebtedness, as above	68,767 08
----------------------------------	-----------

Total appropriation needed\$388,067 78

After a careful examination of the situation and necessities of the insane of Illinois, the Board of Public Charities are of the opinion that the interests of this unfortunate class require that the State should prosecute the work of building the necessary asylums with the utmost vigor. The insane are properly the wards of the State; and the provision for their care in Illinois is terribly inadequate to the existing demand. There are between twenty-five hundred and three thousand insane persons within our bounds, for whom the State has at present only one asylum, at Jacksonville, in which not more than four hundred and fifty can be successfully treated. The Elgin institution, which will be opened early in 1872, will be able to receive one hundred and twenty-five. The institution at Anna cannot receive a single patient for at least a year to come. Two hundred and forty are crowded into the Cook County Asylum, which was designed for one hundred and fifty. Three hundred more are scattered through the county almshouses, outside of Cook county. If both the Northern and Southern Asylums are completed by the fall of 1873, not one-half of the insane of Illinois will even then be cared for. With these facts staring us in the face, we are compelled to recommend the greatest liberality to both these institutions, consistent with the finances of the State.

The amount expended on the Southern Normal University, to date, is \$143,543 53. To complete and furnish the building, and grade and fence the grounds, will absorb the present balance on hand (\$10,883 15), and require \$109,752 50 in addition. Good policy would seem to dictate that the present investment of nearly \$150,000 should not be allowed to go to waste for want of sufficient additional appropriations to make the investment available, especially in view of the effect which this institution will have upon the educational interests of Southern Illinois.

One other subject seems to demand notice at the hands of this Board. We refer to the situation of Cook county and the county institutions, since the deplorable catastrophe at Chicago. The indebtedness of Cook county, before the fire, was \$3,300,000, while the county valuation, at the last assessment, was \$100,000,000—which would authorize

an indebtedness, under the constitution, of \$5,000,000. The annual county expenses are over \$1,200,000, and will not be reduced—but rather increased—since the fire. It is thought that the new assessment to be made, cannot exceed \$70,000,000; and without exceeding the constitutional limit of taxation this valuation will not produce sufficient revenue for ordinary expenses, by \$100,000 or \$150,000. The Court House, of which the county owned one-half, is in ruins, and the county has no available means with which to rebuild it, while the \$3,000,000 appropriated by the General Assembly, at its late session, for the relief of Chicago, goes exclusively into the city treasury. With the reduction in value of taxable property in Cook county, it is not yet clear whether the county can provide for its immediate necessities by loan. The county will probably apply for State aid, in some form. The subject is beset by difficulties, and it is not easy to determine what is best to be done; but this Board will gladly co-operate in any feasible scheme for the relief of the county. And our legal relation to the insane, especially, leads us to call the attention of your Excellency and of the General Assembly to the imperative necessity of seeing that the sufferings of this class, so utterly unable to help themselves, are not increased by this calamity, through inaction on the part of the State.

One institution, the Illinois Eye and Ear Infirmary, was wholly consumed by the flames. There were twelve inmates, totally blind, in the house at the time. A trifling appropriation of \$4,000—\$2,500 for the rent of temporary buildings until the meeting of the General Assembly in 1873, and \$1,500 for indispensable furniture—will enable the infirmary to continue its career of usefulness, until arrangements can be matured for building a new edifice, upon suitable grounds. This is all that the institution asks, and, in our judgment, the request should be granted without hesitation.

We have the honor to remain, etc., etc.,

ELMER BALDWIN,
GEO. S. ROBINSON,
JNO. N. McCORD,
S. M. CHURCH,
L. B. LAWSON,
Commissioners.

FRED. H. WINES, *Secretary.*

The consideration of Senate bill, No. 54, for "An act to amend the law in respect to injuries to the person," and amendments offered by the judiciary committee, was resumed.

The question being upon concurring with the committee in their report,

Pending the consideration of the bill (S. B. No. 54),

At 11 o'clock A. M. the President announced the special order, being the consideration of Senate bill No. 297.

On motion of Mr. Tincher,

The special order was postponed until 3 o'clock P. M.

The consideration of Senate bill No. 54 was resumed.

The question being upon concurring in the report of the committee,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas.....11
Nays.....36

Those voting in the affirmative are,

Messrs. Donahue,
Edsall,
Fuller,
Hunter,

Messrs. Richardson,
Solomon,
Starne,
Underwood,

Messrs. Washburn,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Dore,

Messrs. Early,
Eddy,
Flagg,
Hampton,
Harlan,
Holcomb,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,

Messrs. Little,
Marsh,
Nicholson,
Pierce,
Reddick,
Strevell,
Tincher,
Van Dorston,
Vaughan,
Voris,
Whiting,
Woodard.

So the Senate refused to concur in the report of the committee.

Senate bill, No. 54, for "An act to amend the law in respect to injuries to the person,"

Having been printed, was read at large a third time,

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas..... 11
Nays 36

Those voting in the affirmative are,

Messrs. Carter,
Crawford,
Donahue,
Edsall,

Messrs. Flagg,
Fuller,
Holcomb,
Richardson,

Messrs. Underwood,
Vaughan,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Boyd,
Bush,
Daggett,
Dore,
Early,
Eddy,

Messrs. Hampton,
Harlan,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
Nicholson,

Messrs. Pierce,
Reddick,
Solomon,
Starne,
Strevell,
Tincher,
Van Dorston,
Voris,
Washburn,
Whiting,
Wilkinson,
Woodard.

Mr. Kerr gave notice that he would enter a motion to reconsider the vote whereby Senate bill No. 54 was lost.

Mr. Boyd then moved to reconsider the vote whereby Senate bill No. 54 was lost.

Mr. Boyd then moved to lay his motion to reconsider the vote whereby Senate bill No. 54 was lost, on the table.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 19
Nays 28

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Boyd,
Eddy,
Harlan,
Holcomb,
Jackson,

Messrs. Jewett,
Landrigan,
Lanning,
Little,
Marsh,
Nicholson,

Messrs. Pierce,
Reddick,
Starne,
Streveil,
Van Dorston,
Voris.

Those voting in the negative are,

Messrs. Anderson,
Bangs,
Bishop,
Bowman,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,

Messrs. Early,
Edsall,
Flagg,
Fuller,
Hampton,
Hunter,
Kerr,
Langley,
Richardson,

Messrs. Solomon,
Tinocher,
Underwood,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

So the Senate refused to lay the motion to reconsider on the table.

The question then being upon reconsidering the vote whereby Senate bill No. 54 was lost,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 13
Nays 34

Those voting in the affirmative are,

Messrs. Bishop,
Carter,
Donahue,
Edsall,
Flagg,

Messrs. Fuller,
Langley,
Richardson,
Underwood,

Messrs. Vaughan,
Washburn,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bowman,
Boyd,
Bush,
Crawford,
Daggett,
Dore,
Early,
Eddy,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Lanning,
Little,
Marsh,

Messrs. Nicholson,
Pierce,
Reddick,
Solomon,
Starne,
Streveil,
Tinocher,
Van Dorston,
Voris,
Whiting,
Woodard.

So the Senate refused to reconsider the vote.

On motion of Mr. Donahue,

House message of yesterday, relating to appointing a committee to visit the Soldiers' Orphans' Home, at Normal, and investigate the condition of the building, was taken up.

The question being upon concurring with the House in the adoption of the resolution, it was adopted.

Mr. Langley, from the committee on military affairs, introduced Senate bill No. 335, for "An act to authorize the United States to own and control certain lands in this State for the maintenance of national cemeteries."

Which was read at large a first time, and
Ordered to a second reading.

At 12:27 o'clock P. M.,

On motion of Mr. Bishop,
The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

The special order, being the consideration of Senate bill, No. 297, was taken up.

On motion of Mr. Boyd,

Senate bill, No. 297, for "An act to apportion the State of Illinois into senatorial districts,"

Was laid on the table and 240 copies ordered printed.

The special order, being the consideration of Senate bill No. 51, was then taken up.

Mr. Van Dorston moved to recommit the bill and amendments to the committee on finance; which motion was lost.

The question then being upon filling the blank with the words "four dollars and seventy-five cents;" the motion was carried.

The report of the committee, as amended, was then concurred in, and the bill (S. B. No. 51), was

Ordered to be engrossed and 240 copies printed for a third reading.

On motion of Mr. Woodard,

Senate bill, No. 326, for "An act to reduce the fees of clerks of circuit courts who are ex-officio recorders of deeds in counties containing a population of seventy thousand and upwards, and to fix a compensation for said clerks, and to provide for the payment of all fees, perquisites and emoluments above the amount of said compensation into the county treasuries,"

Was taken from the table, read at large a second time, and

Ordered to be engrossed for a third reading.

Mr. Eddy, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly re-engrossed:

Senate bill, No. 274, for "An act to enable certain villages in this State, having commons derived from foreign grants, to sell and convey the same, and to protect the rights of the inhabitants of such villages in said lands and the proceeds thereof."

Mr. Edsall, from the committee on judiciary, to which was referred House bill, No. 533, for "An act to protect the purity of elections and

punish offenses therein named," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to a second reading, and 240 copies printed as amended.

Mr. Fuller, from the committee on revenue, to which was referred Senate bill, No. 312, for "An act to fix the fees of county treasurers," reported the same back and recommended that it be referred to the committee on fees and salaries.

The report of the committee was concurred in, and the bill

Referred to the committee on fees and salaries.

Mr. Fuller, from the committee on revenue, to which was referred House bill, No. 244, for "An act to repeal 'an act to reduce the number of supervisors of Clay county,' approved March 8th, 1860," reported the same back and recommended that it be laid on the table.

The report of the committee was concurred in, and the bill

Ordered to lie upon the table.

Mr. Fuller, from the committee on revenue, to which was referred House bill, No. 541, for "An act to amend section nine of an act entitled 'an act to provide for the location and maintenance of a park for the towns of South Chicago, Hyde Park and Lake,' approved February 24, 1869," reported the same back and recommended that it be laid on the table.

The report of the committee was concurred in, and the bill

Ordered to lie upon the table.

Mr. Fuller, from the committee on judiciary, introduced

Senate bill, No. 336, for "An act in regard to guardians and wards."

Which was read at large a first time, and

Ordered to a second reading and 240 copies ordered printed.

Mr. Jewett, from the committee on judiciary, to which was referred Senate bill, No. 300, for "An act giving the assent of the State of Illinois to the construction of a bridge across the Mississippi river, at a point opposite, or nearly so, to the city of Cape Girardeau, Missouri," reported the same back, with an amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered engrossed and printed for a third reading.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred House bill, No. 193, for "An act to amend an act entitled 'an act for the prevention of cruelty to animals,' approved March 31, 1869," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in.

Mr. Strevell offered the following amendment to House bill No. 193: Strike out after the word "peace," "by indictment in the county where such offense shall be committed."

The question being upon the amendment,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 23
Nays 19

Those voting in the affirmative are,

Messrs. Anderson,
Bishop,
Bowman,
Bush,
Early,
Eddy,
Hampton,
Harlan,

Messrs. Holcomb,
Jewett,
Kerr,
Landrigan,
Langley,
Marsh,
Reddick,
Richardson,

Messrs. Solomon,
Starnes,
Strevel,
Tincher,
Vaughan,
Washburn,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Allen,
Bangs,
Carter,
Daggett,
Donahue,
Dore,

Messrs. Edsall,
Flagg,
Fuller,
Hunter,
Jackson,
Lanning,

Messrs. Little,
Nicholson,
Underwood,
Whiting,
Wilkinson,
Woodard.

So the amendment was adopted.

The bill (H. B. No. 193) was ordered to a third reading, and 240 copies of the amendments ordered printed.

On motion of Mr. Edsall,

Senate bill No. 178 was taken from the table and made the special order for Saturday, December 9th, 1871, at 10 o'clock A. M.

Mr. Langley, from the committee on judiciary, to which was referred Senate bill, No. 241, for "An act to regulate conventions and primary meetings and elections, and punish frauds therein," reported the same back and recommended that it be laid on the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

Mr. Langley, from the committee on judiciary, to which was referred Senate bill, No. 154, for "An act relating to the rights and liabilities of husband and wife," reported the same back and recommended that it be laid on the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

Mr. Langley, from the committee on judiciary, to which was referred Senate bill, No. 71, for "An act to regulate the practice of courts respecting new trials," reported the same back and recommended that it be laid upon the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

Mr. Langley, from the committee on judiciary, to which was referred Senate bill, No. 84, for "An act to amend section three, chapter eighty-three, entitled 'Practice,'" reported the same back and recommended that it be laid on the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

Mr. Langley, from the committee on judiciary, to which was referred Senate bill, No. 91, for "An act to provide a mode for the selection of jurors in trials before justices of the peace and police magistrates in

cities containing five thousand or more inhabitants," reported the same back and recommended that it be laid upon the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

Mr. Langley, from the committee on judiciary, to which was referred Senate bill, No. 119, for "An act to amend section twenty-one, chapter fifty-nine, entitled 'Justices and Constables,'" reported the same back and recommended that it be laid upon the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

Mr. Langley, from the committee on judiciary, to which was referred Senate bill, No. 90, for "An act to amend division seven, chapter thirty, of the Revised Statutes of 1845," reported the same back and recommended that it be laid upon the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

At 5:03 o'clock P. M.,

On motion of Mr. Donahue,
The Senate adjourned until 10 o'clock to-morrow morning.

FRIDAY, DECEMBER 8, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. McLean.

The journal of yesterday was being read, when,

On motion of Mr. Alexander,
The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (46) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Starnes,
Strevel,
Tincher,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

A message from the Governor, by E. B. Harlan, Private Secretary.
Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed a bill of the following title, to-wit:

House bill, No. 23, for "An act to repeal an act entitled 'an act to amend chapter thirty of the Revised Statutes entitled 'Bigamy,' approved February 8, 1853."

The President then announced the special order, being the consideration of

Senate bill, No. 307, for "An act to fix the salaries of Governor, Lieutenant Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Superintendent of Public Instruction, Attorney General, and Adjutant General."

The special order was then taken up.

Mr. Tincher offered the following amendment to Senate bill No. 307: Section 1, line 18—strike out "four thousand" and insert "twenty-five hundred."

On motion of Mr. Donahue,

The debate on Mr. Tincher's amendment was closed.

The question then being upon the adoption of Mr. Tincher's amendment,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas.....18
Nays.....26

Those voting in the affirmative are,

Messrs. Anderson,
Boyd,
Harlan,
Holcomb,
Jackson,
Kerr,

Messrs. Landrigan,
Lanning,
Little,
Nicholson,
Reddick,
Richardson,

Messrs. Solomon,
Tincher,
Van Dorston,
Washburn,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Allen,
Bangs,
Bishop,
Bowman,
Bush,
Carter,
Crawford,
Daggett,

Messrs. Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Hampton,
Hunter,

Messrs. Jewett,
Langley,
Marsh,
Pierce,
Strevell,
Underwood,
Vaughan,
Whiting,
Woodard.

So the amendment was not adopted.

Mr. Pierce then offered the following amendment to Senate bill No. 307:

Amend Senate bill No. 307, by striking out "four thousand dollars" in the 15th, 16th, 17th and 18th lines, and insert "three thousand dollars."

On motion of Mr. Harlan,

The debate on the amendment offered by Mr. Pierce to Senate bill No. 307 was closed.

The question then being upon the adoption of the amendment to Senate bill No. 307,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....31
Nays 14

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Donahue,
Eddy,
Flagg,
Fuller,

Messrs. Hampton,
Harlan,
Holcomb,
Jackson,
Kerr,
Langley,
Lanning,
Little,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Solomon,
Starne,
Strevell,
Tincher,
Washburn,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Daggett,
Dore,
Early,

Messrs. Edsall,
Hunter,
Jewett,
Landrigan,
Marsh,

Messrs. Underwood,
Van Dorston,
Vaughan,
Whiting.

So the amendment was adopted.

Mr. Van Dorston then offered the following amendment to Senate bill No. 307:

Amend by striking out of line 20 of first section, "fifteen hundred" and insert "one thousand."

On motion of Mr. Bush,

The debate on Mr. Van Dorston's amendment to Senate bill No. 307 was closed.

The question then being on the adoption of Mr. Van Dorston's amendment,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 32
Nays 13

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Eddy,

Messrs. Flagg,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Landrigan,
Lanning,
Little,
Nicholson,
Reddick,

Messrs. Richardson,
Solomon,
Starne,
Strevell,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bangs,
Bowman,
Early,
Edsall,
Fuller,

Messrs. Jewett,
Kerr,
Langley,
Marsh,

Messrs. Pierce,
Tincher,
Underwood,
Vaughan.

So the amendment was adopted.

Mr. Anderson then offered the following amendment to Senate bill No. 307:

Strike out "three thousand" in line seventeen, and insert "twenty-five hundred."

The question being upon the adoption of the amendment,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 16
Nays..... 29

Those voting in the affirmative are,

Messrs. Anderson,
Bowman,
Donahue,
Dore,
Edsall,
Flagg,

Messrs. Holcomb,
Hunter,
Little,
Pierce,
Reddick,

Messrs. Richardson,
Starne,
Strevell,
Whiting,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Allen,
Bangs,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Early,
Eddy,

Messrs. Fuller,
Hampton,
Harlan,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Marsh,

Messrs. Nicholson,
Solomon,
Tincher,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Wilkinson,
Woodard.

So the amendment was not adopted.

Mr. Landrigan then offered the following amendment to Senate bill No. 307:

Strike out of the nineteenth line the word "three" and insert the word "two."

The question being upon adoption of the amendment,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 22
Nays..... 23

Those voting in the affirmative are,

Messrs. Anderson,
Carter,
Crawford,
Daggett,
Flagg,
Hampton,
Harlan,
Holcomb,

Messrs. Jackson,
Landrigan,
Lanning,
Little,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Solomon,
Tincher,
Washburn,
Whiting,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Allen,
Bangs,
Bowman,
Boyd,
Bush,
Donahue,
Dore,

Messrs. Early,
Eddy,
Edsall,
Fuller,
Hunter,
Jewett,
Kerr,
Langley,

Messrs. Marsh,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Woodard,
Mr. President.

So the amendment was not adopted.

Mr. Kerr then offered the following amendment to Senate bill No. 307:

Section 1, line 5—strike out the word “six” and insert “five.”

Mr. Kerr moved to close debate on his amendment.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 11
Nays 33

Those voting in the affirmative are,

Messrs. Allen,
Boyd,
Crawford,
Daggett,

Messrs. Edsall,
Harlan,
Jackson,
Little,

Messrs. Reddick,
Solomon,
Tincher,

Those voting in the negative are,

Messrs. Alexander,
Anderson,
Bangs,
Bowman,
Bush,
Carter,
Donahue,
Dore,
Early,
Eddy,
Flagg,

Messrs. Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Marsh,
Nicholson,

Messrs. Pierce,
Richardson,
Strevel,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

So the Senate refused to close debate on the amendment.

The question then being upon the adoption of Mr. Kerr's amendment to Senate bill No. 307, and pending that question,

Mr. Hunter moved that the Senate adjourn until 3 o'clock P. M.; which motion was lost.

On motion of Mr. Harlan,

The debate on Mr. Kerr's amendment was closed.

The question then being upon the adoption of Mr. Kerr's amendment to Senate bill No. 307,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas.....10
Nays 31

Those voting in the affirmative are,

Messrs. Carter,
Crawford,
Kerr,
Little,

Messrs. Nicholson,
Solomon,
Tincher,

Messrs. Washburn,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bowman,
Boyd,
Bush,
Daggett,
Donahue,
Dore,
Early,

Messrs. Eddy,
Edsall,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Landrigan,

Messrs. Langley,
Lanning,
Marsh,
Pierce,
Strevel,
Underwood,
Van Dorston,
Vaughan,
Whiting,
Wilkinson.

So the amendment was not adopted.

Mr. Underwood then offered the following amendment to Senate bill No. 307; which was adopted:

Amend section 3, line 6, of printed bill, by inserting after the word "amount," the words "with the items and dates when such items were received."

Mr. Fuller moved the previous question; which was lost.

At 1 o'clock P. M.,

On motion of Mr. Anderson,
The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

The consideration of Senate bill No. 307 was resumed.

Mr. Pierce then offered the following amendment to Senate bill No. 307:

Amend Senate bill No. 307, by striking out "three thousand dollars," in the nineteenth line, and inserting "twenty-four hundred dollars."

On motion of Mr. Anderson,

The debate on Mr. Pierce's amendment was closed.

The question then being on the adoption of Mr. Pierce's amendment.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows:

{ Yeas	18
{ Nays	17

Those voting in the affirmative are,

Messrs. Anderson,
Carter,
Crawford,
Hampton,
Harlan,
Holcomb.

**Messrs. Little,
Nicholson,
Pierce,
Reddick,
Solomon,
Starne,**

**Messrs. Strevell,
Tincher,
Washburn,
Whiting,
Wilkinson,
Williams.**

Those voting in the negative are,

Messrs. Alexander,
Allen,
Bangs,
Bishop,
Boyd,
Bush.

**Messrs. Donahue,
Dore,
Early,
Eddy,
Edsall,
Fuller.**

**Messrs. Jewett,
Kerr,
Underwood,
Van Dorston,
Woodard.**

So the amendment was adopted.

A message from the House of Representatives, by Mr. Hay :

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to wit:

Senate bill, No. 291, for "An act to make an appropriation to complete the north wing of the Southern Insane Asylum."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 636, for "An act to cede jurisdiction to the United States over certain land, and for the condemnation thereof."

In the passage of which I am instructed to ask the concurrence of the Senate.

Mr. Bangs moved the previous question; which motion was lost.

The bill (S. B. No. 307) was then ordered engrossed and printed for a third reading.

The President then announced the special order, being the consideration of

Senate bill, No. 261, for "An act to repeal an act entitled 'an act to establish a court of common pleas in the city of Amboy.'"

Mr. Edsall moved to postpone the consideration of Senate bill No. 261 until Friday, December 15, 1871, at 3 o'clock P. M.; which motion was lost.

Mr. Edsall moved to recommit the bill to the committee on finance.

On motion of Mr. Fuller,

Mr. Edsall's motion to recommit the bill to the committee on finance, was laid on the table.

Senate bill, No. 261, for "An act to repeal an act entitled 'an act to establish a court of common pleas in the city of Amboy,'"

Having been printed, was read at large a third time,

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas. 33
Nays 3

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Boyd,
Bush,
Carter,
Crawford,
Donahue,
Dore,
Early,
Fuller,

Messrs. Hampton,
Holcomb,
Hunter,
Jewett,
Landrigan,
Langley,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,

Messrs. Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Mr. Alexander,

Mr. Eddy,

Mr. Edsall.

The bill being an emergency bill, and not having received a constitutional majority, was declared lost.

On motion of Mr. Alexander,

The vote whereby Senate bill No. 261 was lost was reconsidered.

Senate bill, No. 261, for "An act to repeal an act entitled 'an act to establish a court of common pleas in the city of Amboy,'"

having been reconsidered,

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 34
Nays..... 2

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bush,
Carter,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Flagg,

Messrs. Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Landrigan,
Langley,
Little,
Marsh,
Nicholson,
Pierce,

Messrs. Reddick,
Solomon,
Starnes,
Strevell,
Tinchier,
Underwood,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Williams.

Messrs. Edsall and Woodard voted in the negative.

The bill containing an emergency clause, and having received a two-thirds majority, was declared passed.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Eddy, from the committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly engrossed:

Senate bill, No. 300, for "An act giving the assent of the State of Illinois to the construction of a bridge across the Mississippi river, at a point opposite, or nearly so, to the city of Cape Girardeau, Missouri."

Senate bill, No. 326, for "An act to reduce the fees of clerks of circuit courts who are ex-officio recorders of deeds in counties containing a population of seventy thousand and upwards, and to fix a compensation for said clerks, and to provide for the payment of all fees, perquisites and emoluments above the amount of said compensation into the county treasuries."

By unanimous consent,

On motion of Mr. Edsall,

Senate bill, No. 334, for "An act to provide and furnish suitable rooms for the supreme court in the central grand division of this State, and to make appropriation therefor,"

Was taken up and read at large a second time.

Mr. Crawford moved to recommit the bill to the committee on expenditures of the general assembly; which motion was lost.

The bill (S. B. No. 334) was then ordered engrossed and 240 copies printed for a third reading.

Mr. Eddy, from joint committee on enrolled and engrossed bills, reported the following as correctly enrolled, to-wit:

Senate bill, No. 291, for "An act to make an appropriation to complete the north wing of the Southern Insane Asylum."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly enrolled,

and on the 8th day of December, 1871, laid before the Governor for his approval, viz :

Senate bill, No. 291, for "An act to make an appropriation to complete the north wing of the Southern Insane Asylum."

Mr. Boyd, from the committee on judiciary, introduced

Senate bill, No. 337, for "An act in regard to the administration of estates."

Which was read at large a first time, and

Ordered to a second reading, and 240 copies ordered printed.

Mr. Hampton, from the committee on domestic relations, to which was referred House bill, No. 155, for "An act to provide for the appointment of guardians of habitual drunkards, and prescribing the duties of such guardians," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Hampton, from the committee on domestic relations, to which was referred Senate bill, No. 298, for "An act to provide against the evils resulting from the sale of intoxicating liquors in the State of Illinois," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to lie on the table and 480 copies printed.

House bill, No. 636, for "An act to cede jurisdiction to the United States over certain land, and for the condemnation thereof,"

Was taken up, read at large a first time, and

Ordered to a second reading.

Mr. Jewett introduced

Senate bill, No. 338, for "An act to provide for the restoration of court records which have been lost or destroyed."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Fuller, from the committee on judiciary, to which was referred Senate bill, No. 162, for "An act to give notice of the pendency of suits by publication," reported the same back and recommended that it be laid upon the table.

The report of the committee was concurred in, and the bill

Ordered to lie upon the table.

Mr. Nicholson introduced

Senate bill, No. 339, for "An act to provide for the permanent survey of townships."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Vaughan introduced

Senate bill, No. 340, for "An act in regard to roads and bridges."

Pending the reading of Senate bill No. 340,

Mr. Williams moved that the Senate adjourn until 10 o'clock to-morrow; which motion was lost.

The bill was then read at large a first time, ordered to a second reading, and 480 copies printed.

Mr. Jewett entered a motion to reconsider the vote whereby House bill No. 193 was ordered to a third reading.

Mr. Jewett also entered a motion to reconsider the vote whereby the amendment to House bill No. 193 was adopted.

Mr. Anderson asked leave of absence for Mr. Bowman; which was granted.

Mr. Marsh asked leave of absence for Messrs. Early, Donahue, Jackson, Nicholson and himself—the committee on public buildings—until Monday; which was granted.

At 5:42 o'clock P. M.,

On motion of Mr. Williams,
The Senate adjourned.

SATURDAY, DECEMBER 9, 1871.

Senate met, pursuant to adjournment.

The journal of yesterday was being read, when,

On motion of Mr. Van Dorston,
The further reading of the same was dispensed with.

Mr. Van Dorston asked leave of absence for Mr. Boyd until next Saturday; which was granted.

Mr. Hampton asked leave of absence for Mr. Flagg; which was granted.

Mr. Washburn asked leave of absence for Mr. Solomon until Tuesday next; which was granted.

The roll of the Senate was then called, when

The following Senators (39) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jackson,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,

Messrs. Reddick,
Senter,
Solomon,
Starne,
Strevel,
Tincher,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Wilkinson,
Williams.

Mr. Van Dorston, from the committee on revenue, to which was referred House bill, No. 519, for "An act to restore uniformity in the taxation of real and personal property, for all purposes in the several

counties of this State," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill
Ordered to a third reading and printed.

Mr. Underwood, from the committee on corporations, to which was referred Senate bill, No. 285, for "An act in relation to bridges across rivers on the borders of this State," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered engrossed and printed for a third reading.

Mr. Fuller, from the committee on judiciary, to which was referred Senate bill, No. 25, for "An act to provide for the selection, summoning and impanneling of jurors for the courts of record in this State," reported the same back and recommended that it be laid upon the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

House bill, No. 225, for "An act to amend section 4, of chapter 80, of the Revised Statutes of 1845, entitled 'Paupers,'"

Was taken up, read at large a first time, and
Ordered to a second reading.

On motion of Mr. Fuller,
Referred to the committee on judiciary.

House bill, No. 316, for "An act to provide for referees in common law cases,"

Was taken up, read at large a first time, and
Ordered to a second reading.

On motion of Mr. Underwood,
Referred to the committee on judiciary.

House bill, No. 261, for "An act in relation to the sale of casks, barrels, kegs, boxes and bottles used by the manufacturers of ale, porter, mineral waters and others,"

Was taken up, read at large a first time, and
Ordered to a second reading.

On motion of Mr. Underwood,
Referred to the committee on judiciary.

House bill, No. 248, for "An act in regard to garnishment,"

Was taken up, read at large a first time, and
Ordered to a second reading.

On motion of Mr. Underwood,
Referred to the committee on judiciary.

House bill, No. 222, for "An act to repeal section 7, of an act entitled 'an act to organize and regulate the business of life insurance,' approved March 26, 1869,"

Was taken up, read at large a first time, and
Ordered to a second reading.

On motion of Mr. Fuller,
Referred to the committee on insurance.

House bill, No. 636, for "An act to cede jurisdiction to the United States over certain land, and for the condemnation thereof,"

Was taken up, read at large a second time, and
Ordered to a third reading.

House bill, No. 7, for "An act for the protection of farmers and fruit growers,"

Was taken up, and,

On motion of Mr. Underwood,

Was made the special order for Tuesday, December 12th, 1871, at 10 o'clock A. M.

House bill, No. 120, for "An act concerning bail in civil cases,"

Was taken up, and,

On motion of Mr. Fuller,

Was made the special order for Tuesday, December 12th, 1871, at 3 o'clock P. M.

House bill, No. 155, for "An act to provide for the appointment of guardians of habitual drunkards, and prescribing the duties of such guardians,"

Was taken up, read at large a second time, and
Referred to the committee on judiciary.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate a printed document:

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILL., December 9, 1871.

HON. WILLIAM M. SMITH,

Speaker of the House of Representatives:

I have the honor to lay before the General Assembly the following papers:

1. Copy of slip from the "Chicago Journal" of November 2, 1871.
2. Letter from the Governor of Illinois to the President of the United States, dated November 3, 1871.
3. Answer of the President, dated November 9, 1871.

Copies of papers transmitted by the President with his letter of November 9, 1871:

- I. Proclamation of R. B. Mason, Mayor of Chicago, of date of October 11, 1871.
- II. Order issued by Lieut. Gen. Sheridan, dated October 11, 1871.
- III. Telegraphic dispatch from Lieut. Gen. Sheridan to the Adjutant General U. S. A., dated October 11, 1871.
- IV. Telegraphic dispatch from Lieut. Gen. Sheridan to the Adjutant General U. S. A., dated October 12, 1871.
- V. Note from R. B. Mason, Mayor of Chicago, to Lieut. Gen. Sheridan, dated October 22, 1871.
- VI. Note from Lieut. Gen. Sheridan to R. B. Mason, Mayor, dated October 23, 1871.
- VII. Note from R. B. Mason, Mayor, to Lieut. Gen. Sheridan, dated October 23, 1871.

VIII. Order of Lieut. Gen. Sheridan, dated October 24, 1871.

IX. Order of Lieut. Gen. Sheridan, dated October 24, 1871.

X. Report of Lieut. Gen. Sheridan to the Adjutant General U. S. A., dated October 25, 1871, with the endorsement of Gen. W. T. Sherman thereon.

XI. Communication of Messrs. Wirt Dexter and others to Lieut. Gen. Sheridan, dated October 28, 1871.

XII. Communication of Lieut. Gen. Sheridan to the Adjutant General U. S. A., dated October 29, 1871.

XIII. Telegraphic communication of Gen. W. T. Sherman to Lieut. Gen. Sheridan, dated October 31, 1871.

XIV. Military orders.

XV. Letter from the Governor of Illinois to the President of the United States, dated November 20, 1871.

XVI. Letter from the President of the United States to the Governor of Illinois, dated November 25, 1871.

DOCUMENTS.

No. 1.

"UNITED STATES TROOPS IN CHICAGO.

"It is telegraphed from Springfield that Governor Palmer is 'decidedly opposed' to United States troops being stationed at or near Chicago, and 'will oppose any such interference of his rights as Commander-in-Chief of the military of Illinois.' We do not believe, when the Governor knows the circumstances, that he will do any such thing.

"The officers of the Relief Society, together with a large number of our most prominent citizens, signed an application to General Sheridan to station some of the troops in his command at or near Chicago, to be used in case of emergency. The large supplies the Relief Society will have in store during the winter were not deemed safe; besides, threatened strikes in some quarters indicated that laborers willing to work might not be allowed to do so.

"General Sheridan referred the appeal of our citizens, with his favorable judgment, to the Secretary of War, who immediately ordered four companies of the Eighth United States Infantry from New York to Chicago, and they will arrive to-morrow morning subject to the call of the authorities, should the necessity, unhappily, arise for their use. Only this, and nothing more.

"That the government has the same right to establish a military post near Chicago that it has near St. Louis and New York, and other cities, the most sensitive head of the militia of a State cannot question. That the authorities can call upon the government to assist in preventing a threatened outbreak, or putting one down, has been often demonstrated; and the people of Chicago have a right to the security which the presence of these troops affords them, no one with a grain of sense will pretend to question."—*Chicago Evening Journal*, November 2, 1871.

No. 2.

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT, SPRINGFIELD, November 3, 1871.

HIS EXCELLENCY U. S. GRANT,

President of the United States :

SIR: I have the honor to inclose to you a printed slip, cut from the "Chicago Journal," a highly respectable newspaper, published in Chicago, and respectfully ask your attention to its contents.

My apology for troubling your Excellency with a paper of the character of that inclosed is, that it is stated therein that "four companies of the Eighth United States Infantry have been ordered from New York to Chicago, and will arrive there to-morrow (to-day), subject to the call of the authorities," and that the reasons for ordering troops to Chicago are, that "the large supplies the Relief Society will have in store during the winter were not deemed safe; besides, threatened strikes in some quarters indicated that laborers, willing to work, might not be allowed to do so," and that an application, stating these facts, was signed by the officers of the Relief Society, and other citizens, presented to General Sheridan, and by him approved and referred to the Secretary of War.

In addition to this, rumors in the form of telegraphic dispatches from Washington and Chicago have reached me, that troops were ordered to Chicago for purposes connected with the safety of property and the preservation of order in the city, but no information of the existence of the dangers alluded to have reached me from any quarter whatever.

I cheerfully concede that it is for the President to designate the stations of the troops composing the army, and that he is under no obligations, founded upon the constitution or the laws, or upon the rules of official courtesy, to communicate his orders, or the reasons that influence him in making them, to the Governor of any of the States, unless the orders in question, or the presence of the troops, are intended in some way to affect or influence the internal affairs of the particular State to which the troops are sent. In the latter case, it will readily occur to you that the Governor of the State, whose duty it is to enforce the laws, is deeply concerned for the troops, and the orders under which they are to act may operate to diminish, or greatly increase the difficulties of his official position. I am happy in the consciousness that the authorities of the State of Illinois are abundantly able to protect every interest of the people that depends upon its internal peace and good order, and am unwilling to believe that the President of the United States, acting upon information of a contrary character, communicated by private citizens to an officer of the army, has ordered any portion of the army into this State, to be subject to the call of the authorities, either to protect the store-houses of the Relief Committee, or to interfere with the possible, though not probable "strikes" of laborers.

I, therefore, deem it due to the importance of the subject, to frankly inquire of your Excellency whether the troops ordered to Chicago are intended or instructed to obey the call of any authorities of the State of Illinois, or the city of Chicago, or in any way whatever to assume the protection either of property or the preservation of order in that city?

I have the honor to be,

With great respect, etc.,

JOHN M. PALMER.

No. 3.

EXECUTIVE MANSION,

WASHINGTON, D. C., November 9, 1871.

HIS EXCELLENCY J. M. PALMER,

Governor of Illinois :

SIR: I am in receipt of your letter of the 3d inst., inquiring the nature of the orders, etc., under which four companies of United States troops have been ordered to the city of Chicago, and asserting your ability, as Executive officer of the State, to furnish all the protection asked in the appeal of the citizens of Chicago from these troops.

In reply, I inclose you a copy of the appeal, of General Sheridan's remarks thereon, of the orders given in sending the troops, and of all correspondence between General Sheridan and the authorities here, since the great fire, which laid so much of the wealth of Chicago in ashes.

I will only add, further, that no thought here even contemplated distrust of the State authorities of the State of Illinois, or lack of ability on their part to do all that was necessary, or expected of them, for the maintenance of law and order within the limits of the State.

The only thing thought of was how to benefit a people stricken by a calamity greater than had ever befallen a community of the same number before in this country. The aid was of a like nature with that given in any emergency requiring immediate action.

No reflections were contemplated or thought of, affecting the integrity or ability of any State officer or city official, within the limits of the State of Illinois, to perform his whole duty.

I have the honor to be,

With great respect,

Your obedient servant,

U. S. GRANT.

I. (PROCLAMATION.)

The preservation of the good order and peace of the city is hereby entrusted to Lieutenant General P. H. Sheridan, United States Army.

The police will act in conjunction with the Lieutenant General in the preservation of the peace and quiet of the city, and the Superintendent of Police will consult with him to that end—the intent hereof being to preserve the peace of the city without interfering with the functions of the city government.

Given under my hand this eleventh day of October, 1871.

R. B. MASON, *Mayor.*

Official copy: JAMES B. FRY,

Assistant Adjutant General.

II.

HEAD QUARTERS MILITARY DIVISION OF THE MISSOURI,
CHICAGO, ILL., October 11, 1871.

GEN. F. T. SHERMAN:

DEAR SIR—With the approbation of the Mayor of this city, Lieutenant-General Sheridan directs that you organize a regiment of infantry, to consist of ten (10) companies; each company to consist of one (1) Captain, one (1) First and one (1) Second Lieutenant, and sixty (60) enlisted men, to serve as guards for the protection of the remaining portion of the city of Chicago, for the period of twenty (20) days.

Very respectfully, your obedient servant,

JAMES B. FRY,
Assistant Adjutant-General.

Official copy: JAMES B. FRY,
Assistant Adjutant General.

III. (TELEGRAM.)

CHICAGO, ILL., October 11, 1871.

GEN. E. D. TOWNSEND,
Adjutant General:

There was some excitement here yesterday and last evening, but is now quieting down. Some of the troops from Leavenworth and Omaha are coming in. I have taken the necessary steps to meet the condition of affairs here.

P. H. SHERIDAN,
Lieutenant General.

IV. (TELEGRAM.)

CHICAGO, ILL., October 12, 1871.

TO GEN. E. D. TOWNSEND,
Adjutant General:

As there may be some trouble here when the banks have to settle with their depositors, and to keep down excitement, I have deemed it best to ask General Halleck for four (4) companies of infantry, which he has notified me he has in readiness at Louisville.

P. H. SHERIDAN,
Lieutenant General.

V.

CHICAGO, ILL., October 22, 1871.

LIEUT. GEN. P. H. SHERIDAN, U. S. A.:

Permit me to tender you the thanks of the city of Chicago and its whole people, for the very efficient aid which you have rendered in protecting the lives and property of the citizens, and in the preservation of the general peace and good order of the community.

I would like your opinion as to whether there is any longer a necessity for the continued aid of the military in that behalf.

R. B. MASON,
Mayor.

HEAD QUARTERS MILITARY DIVISION OF THE MISSOURI,
CHICAGO, October 25, 1871.

Official copy: JAMES B. FRY,
Assistant Adjutant General.

VI.

HEADQUARTERS MILITARY DIVISION OF THE MISSOURI,
CHICAGO, October 23, 1871.

TO HIS HONOR R. B. MASON,
Mayor of the City of Chicago:

SIR—I have the honor to acknowledge the receipt of your kind note of the date of yesterday and in reply, I beg leave to report a good condition of affairs in the city. If your Honor deems it best, I will disband the volunteer organization of military on duty since the fire, and will send the troops of the regular army to their homes, and will consider myself relieved from the responsibility of your proclamation of the eleventh instant.

With my sincere thanks for your kindness and courtesy in my intercourse with you,

I am, respectfully,

Your obedient servant,
P. H. SHERIDAN,
Lieutenant General.

Official copy: JAMES B. FRY,
Assistant Adjutant General.

VII.

MAYOR'S OFFICE,
CITY OF CHICAGO, October 28, 1871.

LIEUT. GEN. P. H. SHERIDAN, U. S. A.:

Upon consultation with the Board of Police Commissioners, I am satisfied that the continuance of the efficient aid in the preservation of order in this city, which has been rendered by the forces under your command in pursuance of my proclamation, is no longer required.

I will therefore fix the hour of 6 P. M., of this day, as the hour at which the aid requested of you shall cease.

Allow me again to tender you the assurance of my high appreciation of the great and efficient service which you have rendered in the preservation of order, and the protection of property in this city, and to again thank you, in the name of the city of Chicago and its citizens, therefor.

I am, respectfully,

Your obedient servant,

R. B. MASON,
Mayor.

Official copy: JAMES B. FREY,
Assistant Adjutant General.

VIII.

HEAD QUARTERS MILITARY DIVISION OF THE MISCELLANEOUS,
CHICAGO, ILL., October 24, 1871.

GENERAL ORDERS, No. 5.

The First Regiment Chicago Volunteers, raised with the approbation of the Mayor, and in pursuance of orders dated October 11, 1871, from these Headquarters, is hereby honorably mustered out of service and discharged.

This regiment was constituted as follows: Col. Frank T. Sherman, First Chicago Volunteers, commanding.

Major C. H. Dyer, Adjutant.

Major Charles T. Scammon, Aide-de-Camp.

Lieut. Colonel H. Osterman, First Regiment National Guards, Illinois State Militia.

Major G. A. Bender, First Regiment National Guards, Illinois State Militia.

Captain Fischer's Company (A), First Regiment National Guards, Illinois State Militia.

Captain Pasch's Company (D), First Regiment National Guards, Illinois State Militia.

Captain Cronas' Company (G), First Regiment National Guards, Illinois State Militia.

Captain Paul's Company (H), First Regiment National Guards, Illinois State Militia.

Captain Kelter's Company (I), First Regiment National Guards, Illinois State Militia.

Captain Rogers' Company (B), First Chicago Volunteers, Lieutenant Adams commanding.

Captain Merrill's Company (C), First Chicago Volunteers.

Captain Baker's Company (K), First Chicago Volunteers, recruited by Capt. Whittlesey.

Captain Colson's Company, University Cadets.

Captain Croley's Company, Montgomery Light Guards.

Captain McCarthy's Company, Mulligan Zouaves.

Captain Ryan's Company, Sheridan Guards.

Captain Sulter's Company, Chicago Cadets.

Captain Williams' Company, Hannibal Zouaves.

The Norwegian Battalion of National Guards, Major Alstrup commanding, Ole Bendixen, Adjutant.

Captain Paulsen's Company, (A).

Captain Eck's Company, (B).

Captain Johnson's Company, (C).

Captain Beutzen's Company, (D).

The troops were suddenly called from civil pursuits to aid Lieutenant General Sheridan in preserving peace and good order, and in protecting the property in the unburned portion of the city—a duty intrusted to him during the emergency resulting from the late fire. They came forward promptly and cheerfully, at a time rendered critical by the unparalleled disaster which visited the city on the 8th and 9th instants, a calamity producing general distrust and distress, leaving a large part of the city in smouldering ruins, a large part in darkness by the destruction of the gas works, and the whole of it without water, and this with a fire department crippled and exhausted by the struggle it had gone through.

They have performed the arduous and delicate duties falling to them under these circumstances with marked industry, fidelity and intelligence. The Lieutenant General thanks officers and men of the command, for the services rendered, and commends them to the kind consideration of their fellow citizens; and he makes special acknowledgment of the valua-

ble aid received from their commander, General Frank T. Sherman—distinguished upon the battle fields of the late war—as well as from his official staff, Major C. H. Dyer, Adjutant, and Major Charles T. Scammon, Aid-de-Camp.

By command of Lieutenant Sheridan.

JAMES B. FRY,
Assistant Adjutant General.

IX.

HEAD QUARTERS MILITARY DIVISION OF THE MISSOURI,
CHICAGO, ILL., October 24, 1871.

SPECIAL ORDERS, No. 76.

The companies of the 4th, 5th, 6th, 9th and 16th United States infantry, on duty in this city, are hereby relieved, and will proceed to their respective stations, as follows:

Companies "F," "H" and "K," of the 4th, and "E" of the 16th, to Louisville, Ky.

Companies "A," "H" and "K," of the 5th, to Fort Leavenworth.

Company "I," of the 6th, to Fort Hays.

Companies "A" and "K," of the 9th, to Omaha.

The Quartermaster's Department will furnish the necessary transportation.

By command of Lieutenant General Sheridan.

Official:

JAMES B. FRY,
Assistant Adjutant General.

X.

HEADQUARTERS MILITARY DIVISION OF THE MISSOURI,
CHICAGO, October 25, 1871.

TO THE ADJUTANT-GENERAL OF THE ARMY, Washington, D. C.:

SIR: The disorganized condition of affairs in this city, produced by and immediately following the late fire, induced the city authorities to ask for assistance from the military forces, as shown by the Mayor's proclamation of October 11, 1871. [Copy herewith, marked A.] To protect the public interests, intrusted to me by the Mayor's proclamation, I called to this city companies A and K, of the 9th infantry, from Omaha; companies A, H and K, of the 5th infantry, from Fort Leavenworth; company I, 6th infantry, from Fort Scott; and accepted the kind offer of Major General Halleck, to send to me companies F, H and K, of the 4th, and company E, of the 16th infantry, from Kentucky. I also, with the approbation of the Mayor, called into the service of the city of Chicago, a regiment of volunteers for twenty days. [Copy of this call inclosed herewith, marked B.] These troops, both regulars and volunteers, were actively engaged during their service here in protecting the treasure in the burnt district, guarding the unburnt district from disorders and danger by further fires, and in protecting the store-houses, depots and sub-depots of supplies, established for the relief of sufferers from the fire. These duties were terminated on the 23d inst., as shown by letters herewith [marked C, D and E;] and on the 24th inst., the regulars started to their respective stations, and the volunteers were discharged, as shown by special order No. 76, and general order No. 5, from these headquarters. [Copies herewith.] It is proper to mention that these volunteers were not taken into the service of the United States, and no orders, agreements, or promises were made, giving them any claims against the United States for services rendered.

I am, very respectfully, your obedient servant,

P. H. SHERIDAN,
Lieutenant General U. S. A., Commanding.

(The above communication indorsed as follows:)

HEAD QUARTERS OF THE ARMY,
WASHINGTON, D. C., October 31, 1871.

Respectfully submitted to the Secretary of War:

The extraordinary circumstances attending the great fire in Chicago, made it eminently proper that General Sheridan should exercise the influence, authority and power he did on the universal appeal of a ruined and distressed people, backed by their civil agents who were powerless for good. The very moment that the civil authorities felt able to resume their functions, General Sheridan ceased to exercise authority, and the United States troops returned to their respective stations.

General Sheridan's course is fully approved.

Seen by the Secretary of War:

JOHN POTTS, C. C. W. D.

W. T. SHERMAN,
General.

XI.

CHICAGO RELIEF AND AID SOCIETY,
STANDARD HALL, COR. MICHIGAN AV. AND THIRTEENTH ST.,
CHICAGO, October 28, 1872.

Henry W. King, *President* :
Wirt Dexter, *Chairman Ex. Com.* :
Geo. M. Pullman, *Treasurer* :

LIEUTENANT-GENERAL P. H. SHERIDAN, *Commanding Department of the Missouri* :

GENERAL: The undersigned respectfully and urgently request that you will cause four companies of U. S. Infantry to be stationed at or near this city, until it shall appear that there is no danger of attack, by disorderly persons, upon the depots of the Relief and Aid Society, or other riotous proceedings, for which the recent appalling calamity may have paved the way. We believe that the presence of a small military force in this vicinity would, at the same time, deter any evil-disposed persons from organizing a breach of the peace, and reassure the public mind in an extraordinary degree.

Thanking you for the great services you have already rendered to this stricken community.

We are, General, your obedient servants,

WIRT DEXTER,
Chair. Ex. Com. Relief and Aid Soc.
JOSEPH MEDILL,
Editor Tribune.
W. F. COOLBAUGH,
President Union National Bank.
H. K. EAMES,
President Commercial National Bank.
F. IRVING PEARCE,
President Michigan National Bank.
C. H. BECKWITH & SONS,
140 Michigan Avenue.
J. W. PRESTON,
President Chicago Board of Trade.
CHAS. RANDOLPH,
Secretary Chicago Board of Trade.
E. HENGERLAND,
Illinois River Elevator.
HORACE WHITE,
Chicago Tribune.
CHARLES L. WILSON,
Chicago Journal.

XII.

HEAD-QUARTERS MILITARY DIV. OF THE MISSOURI,
CHICAGO, October 29, 1871.

BREAGDIER-GENERAL E. D. TOWNSEND, *Adj't-Gen. U. S. A., Washington, D. C.* :

GENERAL: Almost before the great conflagration in this city had exhausted itself, I saw the necessity of having a few companies of regular troops here for the preservation of the public peace and the protection of property and treasure. Their services were invaluable, but as soon as the excitement subsided, the old city government desired to again take charge, and of course I sent the troops home, although it had been my intention to keep four companies here during the winter.

The result has been that the troops were no sooner gone, than the turbulent spirit commenced to manifest itself, and seems to be increasing. I have, therefore, been solicited, by Mr. Joseph Medill, the in-coming new mayor, and the prominent citizen, to again bring to the city, for the winter, four (4) companies of infantry. I am satisfied of the necessity of their presence here, and ask the authority of the Secretary of War to bring them. They can be spared from General Pope's command. Please answer by telegraph.

I am, sir, very respectfully,

Your obedient servant,

P. H. SHERIDAN,
Lieutenant-General Commanding.

XIII. (TELEGRAM.)

HEAD-QUARTERS OF THE ARMY,
WASHINGTON, October 31, 1871.

TO GEN. P. H. SHERIDAN, *Chicago*:

Four companies of the 8th Infantry are ordered to Chicago to act as police, under your letter of the 29th.

W. T. SHERMAN, *General*.

XIV. (TELEGRAM.)

HEAD-QUARTERS OF THE ARMY,
WASHINGTON, October 31, 1871.

TO GEN. GEORGE G. MEADE, *Philadelphia*:

Order four (4) companies of 8th Infantry, with field officer, to Chicago, to report to General Sheridan in person.

W. T. SHERMAN, *General*.

HEAD-QUARTERS MILITARY DIV. OF THE ATLANTIC,
PHILADELPHIA, PA., November 1, 1871.

SPECIAL ORDER, No. 62.

The telegraphic order of the 31st ultimo, directing the Commanding General Department of the East to send four companies of the 8th Regiment of Infantry, with field officer, to Chicago, to report in person to Lieutenant-General Sheridan, commanding Military Division of the Missouri, is hereby confirmed.

By command of Major-General Meade:

R. C. DRUM, *A. A. G.*

XV.

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT,
SPRINGFIELD, November 20, 1871.

HIS EXCELLENCY U. S. GRANT, *President United States*:

SIR: I have the honor to acknowledge the receipt of your letter of the 9th of November, in reply to mine of the 3d of the same month, and also the copies of papers forwarded me by your direction.

I have read your Excellency's letter, and examined the papers received with great attention, and while I am not insensible of the kindness that prompts you to disclaim all distrust of the authorities of the State of Illinois, or of their ability to do all that may be necessary, or expected of them for the maintenance of law and order within the limits of the State, I have been unable to find anything in them to justify the extraordinary measure of ordering four companies of United States troops into this State to report to Lieutenant-General Sheridan to act as police under his orders.

It seems to me to be very well settled as a principle of American public law, that the duty of protecting persons and property, and the preservation of public order and peace against the efforts of disorderly persons, or from local internal disturbance, is the peculiar and exclusive duty of the States, with which the government of the United States has no concern, and in which it cannot interfere, except upon the application of the Legislature or the Executive of the States, as contemplated by the 4th section of the 4th article of the Constitution, and that any attempt by the officers of the United States army to employ any part of the military forces, as proposed by the gentlemen who made the application for four companies of Infantry to be stationed at or near Chicago for an indefinite period, and approved by Lieutenant-General Philip H. Sheridan, in his letter to the Adjutant-General of the 29th of October, and by General W. T. Sherman, by his telegraphic communication to Lieutenant-General Sheridan, of October 31st, 1871, must be improper, because violative of the Constitution and the laws.

I am not at all forgetful that your Excellency says "that what was done in respect to ordering the troops to Chicago, was upon the ground of emergency, to aid a people who had suffered greatly;" but, in this view, it seems to me that the General commanding the army overlooked the fact that the disastrous fire at Chicago did not relieve the State of Illinois from any of its duties, nor transfer any of them to the government of the United States.

Emergencies that demand extraordinary efforts often occur in the history of governments, and I do not remember another instance in our history, when it was held that an event that

created a sudden demand upon the powers and resources of a State, operated to transfer any portion of the duties to the States of the United States.

The great fire at Chicago ceased on the 9th of October, and the Executive of the State of Illinois, under the belief that the disaster created an "emergency" provided for by constitution of the State, convened the General Assembly to meet in session on the 13th day of that month to make legal provisions to meet all the requirements of the occasion, and on the 19th day of October that department appropriated from the treasury an adequate sum to maintain a sufficient police force for the protection of every interest of the people. The emergency was thus provided for by the proper department of the proper government, in the only way that it could be done, or can be done. The State enlarged and strengthened its own agencies for the enforcement of its own laws, to meet the requirements of the new situation. The same calamity deprived the United States of its custom-house, its post-office, its court room and records, and threw upon that government the duty of adopting measures to supply the loss, but it has not yet occurred to the authorities of the State that the losses of the United States, or the interruption of its business, has so far changed the relations of the Federal and State systems, as to cast any portion of the duty of providing for any of the wants of the United States upon the State of Illinois, and they are as little able to understand how it is that events that cannot operate to enlarge the powers of the government of the State, should operate to confer upon a Lieutenant-General of the army the authority to interfere in matters of purely local State concern, or to authorize the General commanding the army to recognize and approve the application of the Lieutenant-General, and order four companies of United States Infantry to report to him to discharge the mere civil duties of "police."

I do not, of course, propose to discuss with your Excellency the question of the relative rights and powers of the United States, and of the States, under the Constitution, for I will not anticipate the possibility of a difference of opinion upon the point that the duties of the executive officers of the two systems are defined so accurately, and are kept so distinct by written constitutions and laws, that there is no possibility of a conflict between them. The duty of the President is to see that the laws of the United States are enforced, and that of the Governor of Illinois is confined to the enforcement of the laws of the State. Neither obstructs the other, nor aids nor interferes with his duties. The Governor of a State derives none of his powers from the United States, nor are his duties subject, in any respect, to the consent or discretion of the President, who can, in no wise, enlarge, abridge, or interrupt them, either by assuming them himself, or by entrusting them to others.

As these opinions seem to me to be incontrovertible, I cannot doubt that the orders to United States troops to act as police, or to otherwise interfere in the affairs or duties of the State, or any of its officers, were made without reflection, and that the troops will be at once withdrawn from this State; or, that the orders for their government will be so modified, as to prohibit their employment as police, or in any other way to interfere with any of the duties and functions of any of the officers under the laws of this State.

The State of Illinois cannot accept their aid, or permit their interference in its affairs, without a sacrifice of the confidence of its citizens, nor without giving countenance to a dangerous example.

Respectfully, your obedient servant,

JOHN M. PALMER.

XVI.

EXECUTIVE MANSION,

WASHINGTON, D. C., November 25, 1871.

TO HIS EXCELLENCY, JOHN M. PALMER, Governor of Illinois, Springfield, Ills. :

SIR: I have received your letter of the 20th instant, and have referred it to the Secretary of War, with directions to inform General Sheridan that if the troops under his command have received any orders which, in any way, conflict with the provisions of the Constitution or the laws of the State of Illinois, he is instructed to rescind them.

Very respectfully yours,

U. S. GRANT.

In submitting these papers to the General Assembly, it is not improper for me to say that when the regular troops that had occupied Chicago from the 11th to the 23d day of October, 1871, were ordered to their stations, and the volunteer force organized by Lieut. Gen.

Sheridan was disbanded, I did not believe it to be possible that any officer of the U. S. Army could again find a pretext for intermeddling in the affairs of the State of Illinois. My expectation of future exemption from military interference was based upon the belief that the authorities of the State had already done enough for the maintenance of law, and for the protection of all the interests of the people of Chicago, to merit their full confidence, and that the local officers of the city were then so alive to their duties, and so confident in the support of a powerful State, that no room would be left for external intervention. Everything, indeed, had been done for the aid and protection of the people of Chicago that was possible, and if all their interests were not secure, it was because the resources of civil government were not equal to their necessities.

The papers and correspondence herewith transmitted, demonstrate, however, that I was mistaken, and that the appropriations made by the General Assembly for the support of an adequate police force in Chicago, the energetic discharge of duty by the police, and the most orderly conduct on the part of the people, were alike unavailing—for, on the 31st day of October, 1871, General W. T. Sherman, upon the application of Lieutenant General Sheridan, ordered troops to Chicago to act as police.

My letters to the President of the United States, of the 3d and 20th of November, will prove that I have exerted myself to induce the President to withdraw these troops from the State, or to prohibit them from interfering in its internal affairs; and those of the President to me, of date of November 9th and 25th, will show that my efforts have been fruitless, and that the President has practically referred the whole subject to the decision of the officer whose conduct is questioned.

It is manifest that the order of the President, described in his letter of November 25, ends all discussion, and leaves Lieutenant-General Sheridan with four companies of infantry in Chicago with discretionary powers to intermeddle in affairs that are within the exclusive and peculiar jurisdiction of the State, and with which the President and his military subordinates have no rightful concern whatever.

It seems to me, from the letters of the President, and the papers laid before the General Assembly, that General Sherman and Lieutenant-General Sheridan entertain the belief that, under our system of government, it is a part of the duty of the officers of the army of the United States to superintend the administration of the local governments, and that if they are not satisfied with the measure of protection afforded by the States to the persons and property of their own citizens, the officers of the army have the right, at their own discretion, to introduce a part of the army, and, through its agency, afford such additional protection to the people as they may think necessary or proper, and that their right to interpose for that purpose does not depend upon the ability of the States to discharge their duties.

There is no other ground upon which the conduct of Generals Sherman and Sheridan can be placed. No one will pretend that the State of Illinois is not able to enforce its own laws, and protect every person and all the property within its limits; but General Sheridan, in the exercise of his superintendence of its affairs, was not satisfied

with the provisions made by the State for the safety of property, and the control of what he is pleased to call "the turbulent element" in Chicago, and he therefore informed the Adjutant General that "I am satisfied of the necessity of their (four companies of infantry) presence here, and ask the authority of the Secretary of War to bring them;" and General Sherman, acting upon the same principle, promptly informed him by telegraph that "four companies of the Eighth Infantry are ordered to Chicago to act as police, under your letter of the 29th."

The President, it is true, in his letter to me of the 9th of November, informed me "that the only thing thought of in ordering these troops to Chicago was how to benefit a people stricken by a calamity greater than had ever befallen a community of the same number before in this country. The aid was of a like nature with that given on any emergency requiring immediate action." It is to be remembered that Chicago is a part of one of the most wealthy and powerful States of the Union, that the State Government is in full vigor, and its laws everywhere enforced, and that its resources are ample for the discharge of all its duties. It will surprise no one, then, that I protest that no emergency has existed at any time in the history of the State of Illinois for which it was unable to provide, and nothing in the Constitution or the laws to give the President or his military subordinates the right to determine when it is necessary or proper for the authorities of the United States to interfere in the internal affairs of the States.

I also deny that the officers of the army have the right to determine the measure of the duties of any civil officer, under any circumstances whatever, or that their powers are increased by any emergency that can possibly happen in the affairs of any State. They are not, as they seem to suppose, the natural rulers of the people under circumstances of difficulty and danger, but they are, at all times, the inferiors of the humblest officer created to execute the laws of the land.

I cannot expect that Lieutenant General Sheridan will accept this as the proper estimate of his official powers; for whatever concessions he may have on some occasions made to the imaginary authority of the Mayor of Chicago, in his correspondence with the War Department, he has, in every instance, spoken of himself as acting in his military character, and his orders for the government of Chicago emanated from his headquarters, and are signed by the proper officers of his military staff.

In his dispatch to the Adjutant General, of the 11th of October, he said: "There was some excitement here, yesterday and last evening, but it is now quieting down. Some of the troops from Leavenworth and Omaha are coming in. I have taken all necessary steps to meet the condition of affairs here." And he says, in his dispatch to the Adjutant General, of the 12th of October: "*As there may be some trouble here when the banks have to settle with their depositors, and to keep down excitement, I have deemed it best to ask General Halleck for four companies of infantry, which he has notified me he has in readiness, at Louisville;*" and finally, as the expression of his own opinion of the completeness with which he, in his military capacity, had grasped all the powers of the government of Chicago, he says, in his letter to the Adjutant General, of the 29th of October: "Almost

before the great conflagration in this city had exhausted itself, I saw the necessity of having a few companies of regular troops here, for the preservation of the public peace, and the protection of property and treasure. Their services were invaluable, *but as soon as the excitement subsided, the old city government desired to again take charge*, and of course I sent the troops home, although it had been my intention to keep four companies here during the winter."

And the General commanding the army seems also to have fallen into the dangerous error of supposing that his official military powers are paramount to the constitution and the laws. He endorsed upon the report made by Lieutenant General Sheridan, of his operations while enforcing military rule in Chicago, his approval of all the acts of his subordinates, and that, too, with an emphasis that, he seems to have supposed, will preclude all question of the propriety of his conduct; and on the 31st of October, when the same officer applied to him for leave to bring other troops to Chicago, he not only responded favorably to his wishes, but informed him that the troops were to *act as police*.

It is due to the dignity of the people of the State, that I should say that I cannot consent that the grave and important subjects that I have urged upon the attention of the President, shall be decided by an officer of the army; but I must hereafter, as I have done in the past, protest against all interference by the officers of the army, in the affairs of this State. I must protest against such interference, because it will establish a precedent dangerous to liberty, because it familiarizes the people with military rule, and inspires them with distrust of the capability of civil government to afford them needful protection; and it is now for the representatives of the free people of the State to discharge their duties according to their own convictions and subject to their own responsibilities.

JOHN M. PALMER.

At 10 o'clock A. M. the President announced the special order, being the consideration of

Senate bill, No. 178, for "An act to provide for the incorporation of cities and villages."

The special order was then taken up.

Mr. Edsall, from the committee on municipalities, reported amendments to the bill, and recommended the adoption of the same.

Mr. Holcomb then offered the following amendment to the report of the committee:

Amend the report of the committee by striking out its amendment to the 48th sub-division of section one, article —."

Pending consideration of the same,

On motion of Mr. Edsall,

The further consideration of Senate bill No. 178 was postponed to, and made the special order for, Wednesday, December 13th, 1871, at 11 o'clock A. M.

Mr. Carter asked and obtained leave of absence until Tuesday next.

Mr. Pierce asked leave of absence until Tuesday; which was granted.

Mr. Richardson asked and obtained leave of absence during next week.

Mr. Washburn asked and obtained leave of absence until next Wednesday.

The Governor's message of this morning, relating to United States troops in Chicago, and the correspondence had in relation thereto, was taken up, read at large, and,

On motion of Mr. Fuller,

Referred to the committee on judiciary.

Mr. Alexander, from the committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly engrossed :

Senate bill, No. 285, for "An act in relation to bridges across rivers on the borders of this State."

Senate bill, No. 51, for "An act to provide for the purchase of the Illinois reports from the reporter of the supreme court."

At 12:20 o'clock P. M.,

On motion of Mr. Strevell,

The Senate adjourned until 8:30 o'clock P. M., on Monday next.

MONDAY, DECEMBER 11, 1871.

Senate met, pursuant to adjournment.

Mr. Fuller, President *pro tempore*, in the chair.

Prayer by Rev. Mr. Carnahan.

The journal of Saturday was being read, when,

On motion of Mr. Landrigan,

The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (37) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Early,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Washburn,
Whiting,
Wilkinson,
Williams.

On motion of Mr. Williams,
Leave of absence was granted Mr. Bush until Tuesday.

On motion of Mr. Alexander,
Leave of absence was granted Mr. Van Dorston until 5 o'clock P.M.

On motion of Mr. Alexander,
The rules were suspended, and
Senate bill, No. 339, for "An act to provide for the permanent survey of townships,"

Was taken up and read at large a second time.

Mr. Alexander offered the following amendment; which was adopted:
Amend by inserting after the title the following: "Be it enacted by the People of the State of Illinois, represented in the General Assembly."

The bill, as amended, was referred to the committee on counties and township organization, and ordered printed.

Mr. Underwood, from the committee on judiciary, to which was referred House bill, No. 249, for "An act in regard to attachments before justices of the peace," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

Mr. Underwood, from the committee on judiciary, to which was referred House bill, No. 155, for "An act to provide for the appointment of guardians of habitual drunkards and prescribing the duties of such guardians," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered to a third reading.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 11, for "An act to regulate the publication of decisions of the supreme court," reported the same back and recommended that it lie upon the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 302, for "An act relating to deeds and powers executed out of this State," reported the same back and recommended that it lie on the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

Mr. Underwood, from the committee on judiciary, to which was referred House bill, No. 242, for "An act in regard to garnishment," reported the same back, with amendments.

On motion of Mr. Underwood,
Ordered that 240 copies of the amendments be printed.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 284, for "An act to repeal a part of 'an act in relation to the election of officers in the city of Macomb,'" reported the same back and recommended that it lie upon the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

Mr. Fuller, from the committee on judiciary, to which was referred Senate bill, No. 275, for "An act to secure to all persons freedom in

the selection of an occupation, profession or employment," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

Mr. Fuller, from the committee on judiciary, to which was referred Senate bill, No. 226, for "An act to repeal the act of 1861, approved February 21, relating to 'change of venue in criminal cases,'" reported the same back and recommended that it lie on the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

Mr. Fuller, from the committee on judiciary, to which was referred Senate bill, No. 101, for "An act in regard to paupers," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered to a second reading, and 240 copies printed.

Mr. Edsall, from the committee on judiciary, to which was referred Senate bill, No. 99, for "An act concerning conveyances," reported the same back, with amendments, and recommended the adoption of the same and the passage of the bill as amended.

The report of the committee was concurred in, the amendments adopted, and

Ordered to be printed.

Mr. Edsall, from the committee on judiciary, to which was referred Senate bill, No. 78, for "An act to simplify conveyances," reported the same back and recommended that it lie upon the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

Mr. Early introduced

Senate bill, No. 341, for "An act to make an appropriation to pay the debts of the State Reform School."

Which was read at large a first time, and

Ordered to a second reading.

On motion of Mr. Kerr,

Senate bill, No. 303, for "An act to provide for the collection of revenue and for the sale of real estate for non-payment of taxes or special assessments for state, county, municipal and other purposes,"

Was taken up, and

Ordered to be engrossed for a third reading.

On motion of Mr. Underwood,

Senate bill, No. 31, for "An act in regard to mortgage of real and personal property,"

Was taken from the table, and

Referred to the committee on judiciary.

On motion of Mr. Little,

Senate bill, No. 67, for "An act to promote the science of medicine and surgery,"

Was taken from the table, and

Ordered to a second reading.

Mr. Wilkinson introduced

Senate bill, No. 342, for "An act to provide for the examination and appointment of licensed surveyors."

Which was read at large a first time, and

Ordered to a second reading.

Senate bill, No. 335, for "An act to authorize the United States to own and control certain lands in this State for the maintenance of national cemeteries,"

Was taken up, read at large a second time, and

Ordered engrossed and printed for a third reading.

Senate bill, No. 67, for "An act to promote the science of medicine and surgery,"

Was taken up, read at large a second time, and,

Ordered to be engrossed and printed for a third reading.

On motion of Mr. Kerr,

The bill (S. B. No. 67) was made the special order for Thursday, December 14th, at 10 o'clock A. M.

Senate bill, No. 322, for "An act relative to the survivorship of actions at law arising out of torts,"

Was taken up, read at large a second time, and

Ordered engrossed and printed for a third reading.

Senate bill, No. 333, for "An act giving the consent of the Legislature of the State of Illinois to the purchase by the United States of land within this State for public purposes,"

Was taken up, read at large a second time, and

Referred to the committee on judiciary.

Senate bill, No. 332, for "An act to provide for the relinquishment to the United States, in certain cases, of title to lands for sites of light stations on the coasts and waters of this State,"

Was taken up, read at large a second time, and

Ordered engrossed and printed for a third reading.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed bills of the following titles, to-wit:

Senate bill, No. 291, for "An act to make an appropriation to complete the north wing of the Southern Insane Asylum."

Senate bill, No. 138, for "An act to provide for holding regular and special terms of the circuit court in two or more counties, in the same circuit, at the same time."

On motion of Mr. Reddick,

Senate bill, No. 298, for "An act to provide against the evils resulting from the sale of intoxicating liquors in the State of Illinois,"

Was taken from the table, and made the special order for Tuesday, December 12th, 1871, at 3 o'clock P. M.

Senate bill, No. 328, for "An act concerning county superintendents of schools."

Was taken up, read at large a second time, and

Referred to the committee on education.

Senate bill, No. 338, for "An act to provide for the restoration of court records which have been lost or destroyed,"
 Was taken up, read at large a second time, and
 Referred to the committee on judiciary.

At 5:07 o'clock P. M.,

On motion of Mr. Little,
 The Senate adjourned until 10 o'clock to-morrow morning.

TUESDAY, DECEMBER 12, 1871.

Senate met, pursuant to adjournment.

Mr. Fuller, President *pro tempore*, in the chair.

Prayer by Rev. Mr. Hale.

The journal of yesterday was being read, when,

On motion of Mr. Langley,
 The further reading of the same was dispensed with.

Mr. Pierce asked indefinite leave of absence for Mr. Tincher, on account of sickness; which was granted.

The roll of the Senate was then called, when

The following Senators (44) answered to their names:

Messrs. Alexander,
 Allen,
 Anderson,
 Bangs,
 Bishop,
 Bowman,
 Bush,
 Carter,
 Crawford,
 Daggett,
 Donahue,
 Dora,
 Early,
 Eddy,
 Edsall,

Messrs. Fuller,
 Hampton,
 Harlan,
 Holcomb,
 Hunter,
 Jackson,
 Jewett,
 Kerr,
 Landrigan,
 Langley,
 Lanning,
 Little,
 Marsh,
 McNulta,
 Nicholson,

Messrs. Pierce,
 Reddiok,
 Senter,
 Solomon,
 Starne,
 Strevell,
 Underwood,
 Van Dorston,
 Vaughan,
 Washburn,
 Whiting,
 Wilkinson,
 Williams,
 Woodard.

Mr. Edsall asked leave to withdraw a remonstrance by certain citizens of Amboy against the repeal of an act establishing a court of common pleas in the city of Amboy; which was granted.

The President then announced the special order, being the consideration of

House bill, No. 7, for "An act for the protection of farmers and fruit growers."

The special order was then taken up.

House bill, No. 7, for "An act for the protection of farmers and fruit growers,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 33
Nays 10

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bowman,
Bush,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,

Messrs. Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Landrigan,
Langley,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Senter,
Solomon,
Strevell,
Underwood,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Bangs,
Bishop,
Carter,
Crawford,

Messrs. Kerr,
Lanning,
Little,

Messrs. Starnes,
Van Dorston,
Woodard.

Mr. Underwood then offered the following amendment to the title of the bill; which was adopted:

Amend title of House bill No. 7—add "vine growers and gardeners."

Ordered that the title be as amended, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Eddy, from the committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly engrossed:

Senate bill, No. 307, for "An act to fix the salaries of Governor, Lieutenant-Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Superintendent of Public Instruction, Attorney General and Adjutant General."

Senate bill, No. 146, for "An act in regard to the practice in actions of ejectment."

Senate bill, No. 334, for "An act to provide and furnish suitable rooms for the supreme court in the central grand division of this State, and to make appropriation therefor."

Mr. Lanning then offered the following resolution:

Resolved, That the Secretary, in calling the roll of Senators in the morning, shall also call the President of the Senate and all the officers and employees of the Senate, and note the absence of all who may be absent without leave.

Mr. Anderson moved to suspend the rules to consider the resolution.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 26
Nays 15

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Bishop,
Bowman,

Messrs. Bush,
Carter,
Daggett,
Donahue,
Edsall,

Messrs. Fuller,
Hampton,
Harlan,
Holcomb,
Jackson,

Messrs. Landrigan,
Langley,
Lanning,
Little,

Messrs. McNulta,
Pierce,
Reddick,
Senter,

Messrs. Starnes,
Washburn,
Wilkinson.

Those voting in the negative are,

Messrs. Anderson,
Crawford,
Dore,
Eddy,
Hunter,

Messrs. Kerr,
Nicholson,
Solomon,
Strevell,
Underwood,

Messrs. Van Dorston,
Vaughan,
Whiting,
Williams,
Woodard.

So the Senate refused to suspend the rules, and

The resolution laid over, under the rules.

Mr. Pierce then offered the following resolution :

WHEREAS the mileage and allowance in lieu of stationery, postage, etc., provided in the constitution as well as in the act approved January 19, 1871, is due to each member of the General Assembly, for each session ; therefore, be it

Resolved by the Senate, the House of Representatives concurring herein, That the members of the two houses, elected to fill the vacancies which have occurred in the 27th General Assembly, are each entitled to the usual mileage, and allowance of fifty dollars in lieu of stationery, postage, etc., for this session; and the presiding officers of the two houses are hereby instructed to certify to special pay-rolls for said members, to the end that the objects of this resolution may be attained.

On motion of Mr. Pierce,

The rules were suspended to consider the resolution.

On motion of Mr. Strevell,

The resolution was referred to the committee on judiciary.

Mr. Nicholson offered the following resolution ; which was referred to the committee on expenditures of the general assembly :

Resolved, That the President of the Senate be authorized to appoint Jesse M. Hitchcock to take charge of the heating apparatus, at a salary not to exceed four dollars per day.

Mr. Bangs offered the following resolution ; which laid over, under the rules :

Resolved, That the committee on the judiciary be, and they are hereby, requested to consider the propriety and expediency of so amending our constitution and laws as to abolish the entire system and practice of oaths from our jurisprudence, and substitute instead thereof suitable punishments for lying contrary to law.

Mr. Eddy introduced

Senate bill, No. 343, for "An act to amend the school law."

Which was read at large a first time, and

Referred to the committee on education.

Mr. Alexander introduced

Senate bill, No. 344, for "An act to regulate banks and banking."

Which was read at large a first time, and

Referred to the committee on banks and banking.

Mr. Bowman introduced

Senate bill, No. 345, for "An act to define the jurisdiction of the cities and incorporated towns bordering on the Ohio river."

Which was read at large a first time, and

Ordered to a second reading.

Senate bill, No. 300, for "An act giving the assent of the State of Illinois to the construction of a bridge across the Mississippi river, at a point opposite, or nearly so, to the city of Cape Girardeau, Missouri,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 39
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bishop,
Bowman,
Bush,
Carter,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,

Messrs. Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Kerr,
Landrigan,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Senter,
Solomon,
Starne,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 326, for "An act to reduce the fees of clerks of circuit courts who are ex-officio recorders of deeds in counties containing a population of seventy thousand and upwards, and to fix a compensation for said clerks, and to provide for the payment of all fees, perquisites and emoluments above the amount of said compensation into the county treasuries,"

Was taken up, read at large a third time, and,

On motion of Mr. Woodard,

Referred to the committee on judiciary.

Senate bill, No. 324, for "An act regulating the sale of poisons in the State of Illinois,"

Was taken up, read at large a third time, and,

On motion of Mr. Vaughan,

Referred to a select committee of five.

The President then appointed Messrs. Bowman, Pierce, Daggett, Little and Harlan, as such committee.

Senate bill, No. 274, for "An act to enable certain villages in this State, having commons derived from foreign grants, to sell and convey the same, and to protect the rights of the inhabitants of such villages in said lands and the proceeds thereof,"

Was taken up and made the special order for 4 o'clock P. M.

At 12:20 o'clock P. M.,

On motion of Mr. Langley,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

By unanimous consent,

The special order, being the consideration of Senate bill No. 298, was postponed until 3:30 o'clock P. M.

By unanimous consent,

Mr. Strevell introduced

Senate bill, No. 346, for "An act to provide for the election of a recorder of deeds in counties having sixty thousand and more inhabitants."

Which was read at large a first time, and

Ordered to a second reading.

House bill, No. 636, for "An act to cede jurisdiction to the United States over certain land, and for the purchase and condemnation thereof,"

Having been printed, was read at large a third time,

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 39
Nays..... 2

Those voting in the affirmative are,

Messrs. Alexander,

Allen,
Bangs,
Bishop,
Bowman,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dora,
Early,
Eddy,

Messrs. Edsall,

Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,

Messrs. McNulta,

Nicholson,
Pierce,
Reddick,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Vaughan,
Whiting,
Williams,
Woodard,

Messrs. Anderson and Washburn voted in the negative.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Eddy, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed:

Senate bill, No. 67, for "An act to promote the science of medicine and surgery."

Senate bill, No. 335, for "An act to authorize the United States to own and control certain lands in this State for the maintenance of national cemeteries."

Senate bill, No. 322, for "An act relative to the survivorship of actions at law arising out of torts."

Senate bill, No. 303, for "An act to provide for the collection of revenue and for the sale of real estate for non-payment of taxes or special assessments for state, county, municipal and other purposes."

On motion of Mr. Underwood,

Senate bill, No. 213, for "An act in relation to the mode of proving title to the lands granted to the Illinois Central Railroad Company,"

Was taken from the table, and

Ordered engrossed for a third reading.

Senate bill, No. 303, for "An act to provide for the collection of revenue and for the sale of real estate for non-payment of taxes or special assessments for State, county, municipal and other purposes,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....40
Nays..... 1

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dora,
Early,
Eddy,

Messrs. Edsall,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Senter,
Solomon,
Starnes,
Strevell,
Underwood,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Jackson voted in the negative.

The bill containing an emergency clause, and having received a two-thirds majority, was declared passed.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

The special order at 3:30 o'clock P. M., being the consideration of Senate bill, No. 298, for "An act to provide against the evils resulting from the sale of intoxicating liquors in the State of Illinois,"

Was then taken up.

Mr. Edsall then offered the following amendment to Senate bill No. 298:

Strike out section 10 and insert the following:

"Section 10. The penalty and imprisonment mentioned in the seventh section of this act, may be enforced by indictment in any court of record having criminal jurisdiction, and all pecuniary fines or penalties provided for in any of the sections of this act (except the fifth and sixth), may be enforced and prosecuted for before any justice of the peace of the proper county, in an action of debt, in the name of the People of the State of Illinois as plaintiff; and in case of conviction, the offender shall stand convicted to the common jail until the judgment and costs are fully paid, and the magistrate or court in which the conviction is had shall issue a writ of *capias ad satisfaciendum* therefor; and justices of the peace shall also have jurisdiction of all actions arising under the fifth and sixth sections of this act, when the

amount in controversy does not exceed two hundred dollars—such actions to be prosecuted in the name of the party injured or entitled to the debt or damages provided in said fifth and sixth sections.”

Mr. Crawford moved to refer the bill (S. B. No. 298), and pending amendments, to the committee on judiciary.

And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas.....14
Nays 27

Those voting in the affirmative are,

Messrs. Allen,
Bangs,
Bishop,
Bowman,
Bush,

Messrs. Carter,
Crawford,
Daggett,
Hunter,
Kerr,

Messrs. Landrigan,
Lanning,
McNulta,
Washburn.

Those voting in the negative are,

Messrs. Alexander,
Anderson,
Donahue,
Dore,
Eddy,
Edsall,
Fuller,
Hampton,
Harlan,

Messrs. Holcomb,
Jackson,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,
Senter,
Solomon,

Messrs. Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Whiting,
Wilkinson,
Williams,
Woodard.

So the Senate refused to refer the bill to the committee on judiciary.

The amendment offered by Mr. Edsall to Senate bill No. 298, was then adopted.

Mr. Donahue then offered the following amendment to Senate bill No. 298:

Amend by striking out section 4.

And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas..... 19
Nays 23

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bishop,
Bowman,
Bush,
Carter,
Donahue,

Messrs. Early,
Eddy,
Edsall,
Jackson,
Landrigan,
Lanning,

Messrs. Reddick,
Starne,
Strevell,
Washburn,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Crawford,
Daggett,
Dore,
Fuller,
Hampton,
Harlan,

Messrs. Holcomb,
Hunter,
Kerr,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Senter,
Solomon,
Underwood,
Van Dorston,
Vaughan,
Williams,
Woodard.

So the amendment was not adopted.

And the yeas and nays being demanded,

It was decided in the negative, as follows:

	{ Yeas.....	8
	{ Nays.....	32

**Messrs. Landrigan,
Lanning,**

**Messrs. Starne,
Strevell,
Underwood,
Van Dorston.
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.**

The Senate adjourned until 10 o'clock A. M. to-morrow.

WEDNESDAY, DECEMBER 13, 1871.

Senate met, pursuant to adjournment.

Mr. Fuller, President *pro tempore*, in the chair.

Prayer by the Rev. Mr. Hale.

The journal of yesterday was being read, when,

On motion of Mr. Little,

The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (45) answered to their names:

Messrs. Alexander,	Messrs. Fuller,	Messrs. Reddick,
Allen,	Hampton,	Richardson,
Anderson,	Harlan,	Senter,
Bangs,	Holcomb,	Solomon,
Bishop,	Hunter,	Starne,
Bowman,	Jackson,	Strevell,
Bush,	Kerr,	Underwood,
Carter,	Landrigan,	Van Dorston,
Crawford,	Langley,	Vaughan,
Daggett,	Lanning,	Voris,
Donahue,	Little,	Washburn,
Dore,	Marsh,	Whiting,
Early,	McNulta,	Wilkinson,
Eddy,	Nicholson,	Williams,
Edsall,	Pierce,	Woodard.

The special order, being the consideration of Senate bill, No. 298, for "An act to provide against the evils resulting from the sale of intoxicating liquors in the State of Illinois," was then taken up.

The question being upon the adoption of the amendment to the bill, offered by Mr. Bangs on yesterday,

Mr. Bangs withdrew his amendment.

Mr. Harlan moved to reconsider the vote whereby the amendment offered by Mr. Donahue, yesterday, was lost; and upon that, Mr. Harlan moved that the debate be closed; which motion was carried.

The vote was then reconsidered.

The question being upon the adoption of the amendment offered by Mr. Donahue, yesterday, to strike out section 4,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 27
Nays 16

Those voting in the affirmative are,

Messrs. Allen,	Messrs. Eddy,	Messrs. Reddick,
Anderson,	Edsall,	Richardson,
Bangs,	Hampton,	Senter,
Bishop,	Harlan,	Starne,
Bowman,	Jackson,	Strevell,
Bush,	Landrigan,	Vaughan,
Carter,	Lanning,	Washburn,
Donahue,	Little,	Whiting,
Early,	Nicholson,	Wilkinson.

Those voting in the negative are,

Messrs. Alexander,
Crawford,
Daggett,
Dore,
Flagg,
Fuller,

Messrs. Holcomb,
Kerr,
Langley,
Marsh,
McNulta,

Messrs. Pierce,
Solomon,
Underwood,
Williams,
Woodard.

So the amendment was adopted.

Mr. Whiting offered the following amendment to Senate bill No. 298; which was lost:

Amend section 2, line 1, by inserting after the word "sell" the words "or give."

Mr. Bishop offered the following amendment:

Amend section 1, by adding: "*Provided*, that the provisions of this act shall not apply to the sale of ale, beer, native wine or cider."

Pending the consideration of the amendment offered by Mr. Bishop, by common consent, at 11 o'clock A. M. the special order, which was the consideration of Senate bill No. 178, was postponed one hour.

Mr. Carter offered the following amendment to the amendment offered by Mr. Bishop:

"*And provided, further*, that nothing herein contained shall be construed to grant any right to sell ale, beer, native wine, or any intoxicating beverage, without license."

On motion of Mr. Reddick,

The debate upon the amendment and the amendment to the amendment was closed.

The question then being upon the adoption of the amendment to the amendment,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 23
Nays 22

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bowman,
Bush,
Carter,
Daggett,
Donahue,

Messrs. Dore,
Edsall,
Fuller,
Harlan,
Jackson,
Kerr,
Lanning,
Marsh,

Messrs. McNulta,
Pierce,
Richardson,
Solomon,
Suarne,
Underwood,
Vaughan.

Those voting in the negative are,

Messrs. Bangs,
Bishop,
Crawford,
Early,
Eddy,
Flagg,
Hampton,
Holcomb,

Messrs. Hunter,
Landrigan,
Langley,
Little,
Nicholson,
Reddick,
Senter,

Messrs. Strevell,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

So the amendment to the amendment was adopted.

The question then being upon the adoption of the amendment as amended,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 14
Nays 31

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bishop,
Bowman,
Carter,

Messrs. Dore,
Kerr,
Landrigan,
Lanning,
Marsh,

Messrs. McNulta,
Richardson,
Starne,
Underwood.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Bush,
Crawford,
Daggett,
Donahue,
Early,
Eddy,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Langley,
Little,
Nicholson,
Pierce,
Reddick,

Messrs. Senter,
Solomon,
Strevell,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

So the amendment as amended was not adopted.

Mr. Crawford offered the following amendment; which was adopted:

Amend by adding to section 7: "*Provided*, that the penalties in the nature of fines mentioned in this section, may be enforced, separately from the imprisonment, before justices of the peace or police magistrates."

Mr. Harlan then moved the previous question; which motion was lost.

Mr. Edsall offered the following amendment; which was adopted:

Amend the bill so that the reference to other sections, by number contained in any section of the bill, will refer to the same section thereof as the same did before section 4 was stricken out.

Mr. Strevell offered the following amendment:

Add to end of section 1: "*Provided*, that no person shall be granted a license to sell or give away intoxicating liquors without first giving a bond to the municipality or authority authorized by law to grant license—which bond shall run in the name of the People of the State of Illinois, and be in the penal sum of three (\$3000) thousand dollars, with at least two good and sufficient securities, who shall be freeholders, conditioned that they will pay all damages to any person or persons which may be inflicted upon them, either in person or property or means of support, by reason of the person so obtaining a license selling or giving away intoxicating liquors; and such bond may be sued and recovered upon for the use of any person, or their legal representatives, who may be injured by reason of the selling intoxicating liquors by the person, or his agent, so obtaining the license."

Mr. Langley offered the following amendment to the amendment:

Amend the amendment by striking out "three," before thousand, and inserting "ten."

On motion of Mr. Dore,

The previous question was ordered.

The question then being upon the adoption of the amendment to the amendment,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 2
Nays 38

Messrs. Langley and McNulta voted in the affirmative.

Those voting in the negative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bowman,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Edsall,
Fuller, .

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Kerr,
Landrigan,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starne,
Strevell,
Underwood,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

So the amendment to the amendment was not adopted.

Mr. Harlan moved to reconsider the vote whereby the previous question was ordered; which motion was carried.

The question then being upon the adoption of the amendment offered by Mr. Strevell,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 21
Nays..... 20

Those voting in the affirmative are,

Messrs. Allen,
Bangs,
Carter,
Daggett,
Donahue,
Dore,
Early,

Messrs. Edsall,
Hunter,
Jackson,
Kerr,
Landrigan,
Langley,
Little,

Messrs. McNulta,
Nicholson,
Pierce,
Reddick,
Starne,
Strevell,
Whiting.

Those voting in the negative are,

Messrs. Alexander,
Anderson,
Bowman,
Crawford,
Eddy,
Fuller,
Hampton,

Messrs. Harlan,
Holcomb,
Lanning,
Marsh,
Richardson,
Senter,
Solomon,

Messrs. Underwood,
Vaughan,
Washburn,
Wilkinson,
Williams,
Woodard.

So the amendment was adopted.

Mr. Harlan offered the following amendment; which was adopted:

Amend by inserting after the word "restaurants," in the 3d line of section 3, "drug stores."

Mr. Landrigan offered the following amendment; which was lost:

Amend by striking out of 5th section all after the words "intoxicated person," in 4th line.

On motion of Mr. Edsall, .

The previous question was ordered.

The question then being on ordering the bill (S. B. No. 298) engrossed, and 480 copies printed, for a third reading, it was so ordered.

The President then announced the special order, being the consideration of

Senate bill, No. 178, for "An act to provide for the incorporation of cities and villages."

The special order was then taken up.

The question being upon the adoption of the amendment to the report of the committee on municipalities to Senate bill No. 178, offered by Mr. Holcomb December 9, 1871,

On motion of Mr. Edsall,

The special order was continued until the coming in of the Senate this afternoon, and continue from day to day, until disposed of.

Mr. McNulta moved to suspend the rules, to hear a report of a committee.

Mr. Strevell moved that the Senate adjourn until 3 o'clock P. M.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 19
Nays..... 24

Those voting in the affirmative are,

Messrs. Anderson,
Bishop,
Bowman,
Crawford,
Daggett,
Early,
Hampton,

Messrs. Holcomb,
Hunter,
Little,
Marsh,
Senter,
Strevell.

Messrs. Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Allen,
Bangs,
Bush,
Carter,
Donahue,
Dore,
Eddy,

Messrs. Edsall,
Flagg,
Fuller,
Harlan,
Jackson,
Kerr,
Landrigan,
Lanning,

Messrs. McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Solomon,
Wilkinson,
Woodard.

So the Senate refused to adjourn.

The question then being on the motion to suspend the rules to hear a report of a committee, the motion was lost.

At 12:30 o'clock P. M.,

On motion of Mr. Little,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK, P. M.

Senate met, pursuant to adjournment.

By unanimous consent,

Mr. Nicholson introduced

Senate bill, No. 347, for "An act to fix the pay of members of the General Assembly after its first session under the present constitution."

Which was read at large a first time, and

Referred to the committee on fees and salaries.

Mr. Bush introduced

Senate bill, No. 348, for "An act to promote the reclamation of swamp and overflowed lands."

Which was read at large a first time, and,

Referred to the committee on judiciary.

By unanimous consent,

On motion of Mr. Underwood,

Senate bill, No. 144, for "An act in regard to Wills,"

Was taken from the table, and

Recommitted to the committee on judiciary.

The special order, which was the consideration of

Senate bill, No. 178, for "An act to provide for the incorporation of cities and villages,"

Was then resumed.

The question being upon the adoption of the amendment to the report of the committee on municipalities to Senate bill No. 178, offered by Mr. Holcomb, Dec. 9th, 1871.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 39
Nays 3

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Bangs,
Bowman,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marah,

Messrs. Nicholson,
Pierce,
Reddick,
Senter,
Solomon,
Starne,
Strevel,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Mr. Allen,

Mr. Richardson,

Mr. Underwood.

So the amendment was adopted.

Mr. Edsall then offered the following amendment to the report of the committee to Senate bill No. 178; which was adopted:

Strike out of the report the amendment to sub-division 49 of section 1, article 5.

The report of the committee, as amended, was then concurred in.

Mr. Woodard then offered the following amendment:

Amend section 4, article 4, by inserting after word "qualified," in line 4, the following:

"Provided, however, that in cities containing a population exceeding one hundred thousand, the city council shall, from time to time, divide the city into one-sixth as many wards as the total number of aldermen to which the city is entitled, and three aldermen shall annually be elected in and for each ward, to hold their offices for two years and until their successors are elected and qualified. In all of the elections for the aldermen aforesaid each qualified voter may cast as many votes for one candidate as there are aldermen to be elected, or may distribute the same or equal parts thereof among the candidates, as he shall see fit, and the candidates highest in votes shall be declared elected."

The question being upon the adoption of the amendment,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....28
Nays 18

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Bush,
Carter,
Daggett,
Dore,

Messrs. Early,
Fuller,
Jackson,
Landrigan,
Lanning,
Marsh,
Pierce,
Reddick,
Richardson,

Messrs. Starne,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Crawford,
Donahue,
Eddy,
Edsall,
Hampton,

Messrs. Hunter,
Kerr,
Langley,
Little,

Messrs. Nicholson,
Senter,
Solomon,
Strevell.

So the amendment was adopted.

Mr. Woodard then offered the following amendment to Senate bill No. 178; which was adopted:

Amend section 2, article 3, by adding the words "*Provided, however,* in cities of over one hundred thousand, there shall be elected 36 aldermen."

Mr. Wilkinson then offered the following amendment to Senate bill No. 178; which was adopted:

Amend article 8, by striking out all after section 5.

Mr. Edsall then offered the following amendment to Senate bill No. 178; which was adopted.

Strike out of article 9, all of section 13, and insert in lieu thereof, immediately after section 12, the following sections :

"Section 13. It shall be the duty of the collector of special assessments within such time as the city council or board of trustees may by ordinance provide, to make a report in writing to the general officer of the county authorized, or to be designated by the general revenue law of this State, to advertise and sell lands for taxes due the county and State, of all the lands, town lots and real property on which he shall have been unable to collect special assessments, with the amount of such special assessments due and unpaid respectively thereon, together with his warrant, or with a brief description of the nature of the warrant or warrants received by him authorizing the collection thereof; which report shall be accompanied with the oath of the collector that the list is a correct return and report of the lands, town lots and real property on which the special assessments levied by authority of the city of . . . , (or village of . . . , as the case may be), remain due and unpaid; that he is unable to collect the same or any part thereof, and that he has given the notice required by law that said warrants had been received by him for collection. Said report, when so made, shall be *prima facie* evidence that all the forms and requirements of the law in relation to making said return have been complied with, and that the special assessments mentioned in said report are due and unpaid.

"§ 14. When said general officer shall receive the report provided for in the preceding section, he shall at once proceed to obtain judgment against said lots, parcels of land and property for said special assessments remaining due and unpaid, in the same manner as is or may be by law provided for obtaining judgment against lands for taxes due and unpaid the county and State; and shall in the same manner proceed to sell the same for the said special assessments remaining due and unpaid. In obtaining said judgment and making said sale, the said officer shall be governed by the general revenue laws of this State, except when otherwise provided herein. And the city council or board of trustees may provide by ordinance a limited time within which the said general officer shall apply for judgment against the said lots, parcels of land and property: *Provided*, there shall be but one time of sale for special assessments levied by authority of such city; which sale may be at the same or at a different time from the sale for State and county taxes, as the city council or board of trustees may by ordinance provide.

"§ 15. The city council or board of trustees shall, by ordinance, provide for the payment of the expenses of such sale, and shall fix the compensation to said officer for making the sale, which shall be in lieu of all fees.

"§ 16. After making said sales, the list of lots, parcels of land and property sold thereat shall be returned to the office of the county clerk, and redemption shall be made as provided for by the general revenue law of the State.

"§ 17. If the collector shall receive any moneys for taxes or assessments, giving a receipt therefor, for any land or parcel of land, and afterwards return the same as unpaid to the State officers au-

thorized to sell lands for taxes, or shall receive the same after making such return, and the same be sold for tax or assessment which has been so paid and receipted for by himself or his clerks, he and his bond shall be liable to the holder of the certificate given to the purchasers at the sale, for double the amount of the face of the certificate, to be demanded in two years from the date of the sale."

Mr. Edsall offered the following amendment; which was adopted: Add to article 9 the following sections:

"§ 19. All special assessments levied by any city or village under this chapter, shall, from the date of assessment, be a lien upon the real estate upon which the same may be imposed—and such lien shall continue until such special assessments are paid; and the same proceedings may be resorted to by the collector upon any warrant or order issued or made for the collection of special assessments, as in case of collection of State and county taxes under the general laws of the State.

"§ 20. At any time after the same become due, it shall and may be lawful for any collector thereof to commence suit in any court of record, in the corporate name of such city or village, against any person or persons, for the total amount of special assessments which such person or persons are liable for the payment of. Such suit shall be commenced by petition, and shall state the several amounts of the special assessments sought to be recovered, and give a general description of the warrant or warrants issued for the collection thereof. Upon the filing of the petition, a summons shall be issued, served and returned as in other suits in such cases. Upon the return of such summons, duly served, the court shall forthwith proceed to the hearing of said petition without formal pleadings, and may render judgment for all or any part of the special assessments, as the right and justice of the case may require. The original or a certified copy (by the clerk, under the corporate seal,) of such warrant or warrants and list or lists, or so much thereof as refers to the special assessments sought to be recovered, shall be *prima facie* evidence of the right of said collector to a judgment in favor of such corporation. Execution shall issue on such judgment as in other cases, but such execution may be first levied upon and collected from any personal property of the defendant."

Mr. Edsall offered the following amendments; which were adopted:

Strike out of section 1, of article 8, all after the words "following manner," in line 2 of printed bill, and insert in lieu thereof the following: "The city council or board of trustees, as the case may be, shall, on or before the second Tuesday in September in each year, ascertain the total amount of appropriation for all corporate purposes, legally made, and to be collected from the tax levy of that fiscal year, and by ordinance levy and assess such amount so ascertained upon the real and personal property within the city or village subject to taxation, as the same is assessed for State and county purposes for the current year. A certified copy of such ordinance shall be filed with the county clerk of the proper county, whose duty it shall be to ascertain the rate per cent. which, upon the total valuation of all property subject to taxation within the city or village, as the same is assessed

and equalized for State and county purposes, will produce a net amount not less than the amount so directed to be levied and assessed; and it shall be the duty of the county clerk to extend such tax in a separate column, upon the book or books of the collector or collectors of State and county taxes within such city or village."

Strike out of section 4, article 8, the words "rate per cent.," where the same occur in lines 3 and 6 of printed bill, and insert in lieu thereof the words "total amount."

In section 4, article 8, insert the word "appropriation" after the word "debt," wherever it occurs in said section.

Mr. Kerr offered the following amendment; which was adopted:

Amend section 1, article 2, by inserting in line 2, before the word "qualified," the words "citizen of the United States, a."

Mr. Kerr offered the following amendments; which were adopted:

Section 7, article 2, strike out all of the section, and insert: "The mayor shall have power to remove any officer appointed by him, whenever he shall be of the opinion that the interests of the city demand such removal; but he shall report the reasons for such removal to the council, at its next regular meeting."

Strike out of section 5, article 4, the first word, "but."

Mr. Underwood offered the following amendment; which was adopted:

Page 27, line 6, on top of page, amend by inserting after the word "village" the words "or any criminal law of this State."

Mr. Woodard offered the following amendment; which was adopted:

Amend section 5, page 9, by inserting after the word "entitled," in line 2, the words: "and in cities having a population exceeding one hundred thousand, each voter may cast as many votes for one candidate as there are aldermen to be elected, or may distribute the same, as provided in section 4 of this article."

Mr. Strevell offered the following amendment; which was adopted;

Add to line 4, section 13, article 2: "subject to the authority of the Governor of the State, as commander-in-chief of the militia."

Mr. Crawford offered the following amendment; which was adopted:

Amend by striking out sub-division 73, of article 5, which reads as follows: "To provide, by ordinance, for the committal of children to the reform school, for the non-payment of fines or penalties imposed for any violation of city ordinances."

Mr. Starne offered the following amendment; which was adopted:

Add to section 3, of article 10, the following: "and the city council or board of trustees shall have power to supply persons or corporations beyond the limits of the city or village with water from such water works, and to enter into contracts therefor; but no such contract shall be for a longer term than five years."

Mr. Bishop offered the following amendment:

Amend section 5, article 18, on page 32, by striking out all between the word "aforesaid," in line 8, and the words "but no person," in line 11.

On motion of Mr. Strevell,
The bill, and amendments, were referred to Mr. Edsall, as a special committee of one.

Mr. Landrigan asked and obtained leave of absence for Mr. Holcomb.

Mr. Crawford moved that the Senate adjourn until 10 o'clock A. M. to-morrow.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 29
Nays 5

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bishop,
Bush,
Carter,
Crawford,
Daggett,
Dore,
Early,
Edsall,

Messrs. Fuller,
Hunter,
Landrigan,
Lanning,
Little,
Marsh,
Nicholson,
Reddick,
Richardson,
Solomon,

Messrs. Starnes,
Strevell,
Underwood,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bangs,
Eddy,

Messrs. Hampton,
Pierce,

Mr. Van Dorston.

So the Senate, at 5:50 o'clock P. M., adjourned until 10 o'clock to-morrow morning.

THURSDAY, DECEMBER 14, 1871.

Senate met, pursuant to adjournment.

Mr. Fuller, President *pro tempore*, in the chair.

Prayer by Rev. Mr. Crane.

The journal of yesterday was being read, when,

On motion of Mr. Strevell,

The further reading of the same was dispensed with.

Mr. Lanning asked and obtained leave of absence for Mr. Epler until Tuesday next.

Leave of absence was granted Mr. Strevell until Saturday next.

Mr. Dore asked and obtained leave of absence for Mr. Jewett.

The roll of the Senate was then called, when

The following Senators (48) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,

Messrs. Bowman,
Bush,
Carter,
Crawford,
Daggett,

Messrs. Donahue,
Dore,
Early,
Eddy,
Edsall,

Messrs. Epler,
Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,

Messrs. Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,
Solomon,

Messrs. Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Woodard (by unanimous consent) introduced

Senate bill, No. 349, for "An act to divide the counties of this State into three classes, and to reduce the fees and compensation of clerks of circuit courts who are ex-officio recorders of deeds, and who were in office at the time of the adoption of the constitution of 1870, in counties of the third class, and to fix a penalty for receiving illegal fees, and to fix the compensation of all county officers now in office."

Which was read at large a first time, and

Ordered to a second reading.

By unanimous consent,

House bill, No. 586, for "An act to make appropriations to pay certain expenses of the State government, for which no appropriation has heretofore been made,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....40
Nays.....4

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Bush,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Harlan,
Holcomb,
Hunter,
Jackson,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
Nicholson,

Messrs. Pierce,
Reddick,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Donahue,
Hampton,

Mr. McNulta,

Mr. Richardson.

The bill containing an emergency clause, and having received a two-thirds majority, was declared passed.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed a bill of the following title, to wit:

House bill, No. 636, for "An act to cede jurisdiction to the United States over certain land, and for the purchase and condemnation thereof."

On motion of Mr. Pierce,

The special order, being the consideration of Senate bill No. 67, was postponed to 3 o'clock P. M.

Mr. Edsall, from the special committee to which was referred Senate bill, No. 178, for "An act to provide for the incorporation of cities and villages," reported the same back, with amendments, and recommended the adoption of the same.

Mr. Washburn offered the following amendment to the report of the committee; which was adopted:

Strike out of the report the proposed amendments to sections 4 and 5, article 4.

Mr. Edsall then offered the following amendment to the report of the committee; which was adopted:

Amend the report by adding the following: Strike out of article 6 the section numbered 11, in the printed bill.

The report of the committee, as amended, was then adopted.

Mr. Early offered the following amendments; which were adopted:

Amend section 22, article 7, after the word "dollars," in third line, insert the words "of the net receipt by their agency in such city."

Strike out the words "or have been agreed to be paid," in line 5.

Strike out the words "or have been agreed to be paid for, or," in line 13.

Mr. Early offered the following amendment; which was lost:

After the word "hereof," in line 23, strike out all to the word "said," in line 27.

Mr. Whiting offered the following amendment; which was adopted:

Add in section 1, article 5, to the end of sub-division 48, the words following, to-wit: "*Provided, further,* that in all cases where license is granted to sell intoxicating liquors, the person or persons receiving the same shall give such bond as is required by any statute law of the State in force at the time, as a condition for obtaining license."

Mr. Williams offered the following amendments; which were adopted:

Section 1, article 10, line 5—amend by striking out "twenty" and inserting in lieu thereof "thirty."

Amend section 3, article 5, in line 4 and 5, by striking out all after the word "therein" in line 4, to and including the word "county," when it occurs the second time in line 5.

Mr. Starne offered the following amendment to the bill:

Amend sub-division 84, article 5, by striking out the words, "Breweries, livery stables, blacksmith shops and founderies," wherever they occur in said sub-division.

Mr. Langley offered the following amendment to the amendment; which was lost:

Amend amendment by striking out "breweries and livery stables."

The question then being on the adoption of the amendment offered by Mr. Starne,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas.....15
Nays.....25

Those voting in the affirmative are,

Messrs. Anderson,
Bowman,
Bush,
Carter,
Hampton,

Messrs. Holcomb,
Landrigan,
Marsh,
Nicholson,
Reddick,

Messrs. Richardson,
Solomon,
Starne,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Allen,
Bangs,
Crawford,
Daggett,
Donahue,
Dora,
Early,
Eddy,

Messrs. Edsall,
Flagg,
Fuller,
Hunter,
Langley,
Lanning,
Little,
McNulta,

Messrs. Pierce,
Senter,
Underwood,
Van Dorston.
Vaughan,
Washburn,
Whiting,
Woodard.

So the amendment was not adopted.

Mr. Pierce offered the following amendments :

Amend by striking out of line 1, section 2, article 9, the words "at any time after the expiration of said fifteen days."

Strike out the word "and" after "improvement," in line 8 of section 1, article 9, and insert the words "provided that."

Pending the consideration of the amendments offered by Mr. Pierce,

At 12:40 o'clock P. M.,

On motion of Mr. Hunter,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

Mr. Senter called up Senate bill, No. 316, for "An act to attach Mercer county to the sixth judicial circuit."

On motion of Mr. Senter,

The bill was referred to a special committee of two.

The President appointed Messrs. Senter and Crawford as such committee.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and on the 14th day of December, 1871, laid before the Governor for his approval, viz:

House bill, No. 636, for "An act to cede jurisdiction to the United States over certain land, and for the condemnation thereof."

Mr. Eddy, from the committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly engrossed :
Senate bill, No. 298, for "An act to provide against the evils resulting from the sale of intoxicating liquors in the State of Illinois."

Senate bill, No. 213, for "An act in relation to the mode of proving title to the lands granted to the Illinois Central Railroad Company."

Senate bill, No. 140, for "An act to authorize certain records in Bond county to be transcribed."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled :

House bill, No. 636, for "An act to cede jurisdiction to the United States over certain land, and for the purchase and condemnation thereof."

By unanimous consent,

Mr. Langley introduced

Senate bill, No. 350, for "An act to provide for the election of boards of election."

Which was read at large a first time, and

Referred to the committee on elections.

By unanimous consent,

On motion of Mr. Reddick,

Senate bill No. 298 was taken up and made the special order for Tuesday, December 19th, 1871, at 3 o'clock P. M.

Mr. Eddy then offered the following resolution ; which,

On motion of Mr. Eddy,

Was made the special order for Friday, December 15th, at 10:15 o'clock A. M.

WHEREAS, the chain of lakes extending from Fox river to Desplaines river, in the north part of this State, may, by the construction of dams, be converted into reservoirs for holding in reserve the surplus waters of those rivers; and, whereas, it is the opinion of many, who have investigated the subject, that such surplus waters, if used when needed, would so improve the navigation of the Illinois river, as to greatly cheapen, if not entirely avoid the necessity of building the proposed locks and dams on said Illinois river, thereby saving large sums of money to the State treasury ; therefore, be it

Resolved by the Senate, the House of Representatives concurring herein, That the Board of Canal Commissioners be instructed to collect such data and information as may be within their command, and to cause their engineer to make an examination and preliminary survey of said lakes and surrounding marshes, and to report the result of such investigation, with an estimate of the cost of such improvement, to this General Assembly, at as early a day as practicable.

On motion of Mr. Pierce,

The special order, being the consideration of

Senate bill, No. 67, for "An act to promote the science of medicine and surgery in the State of Illinois,"

Was postponed to, and made the special order for, Wednesday, December 20, 1871, at 10 o'clock A. M.

On motion of Mr. Edsall,

The vote whereby Mr. Whiting's amendment to Senate bill No. 178 was adopted this forenoon, was reconsidered.

The question then being upon the adoption of Mr. Whiting's amendment, it was lost.

The question then being upon the adoption of the amendments offered by Mr. Pierce, they were adopted.

Mr. Bishop offered the following amendment; which was adopted:

Amend section 5, article 10, on page 53, by striking out all between the word "aforesaid," in line 8, and the words "but no person," in line 11.

Mr. Hampton moved to reconsider the vote whereby the amendment offered by Mr. Kerr to Senate bill No. 178 was adopted yesterday, relating to the power of removal by mayors of cities containing a certain population.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas.....16
Nays 23

Those voting in the affirmative are,

Messrs. Bush,	Messrs. Landrigan,	Messrs. Richardson,
Crawford,	Langley,	Senter,
Donahue,	Little,	Solomon,
Dore,	Nicholson,	Starne,
Flagg,	Reddick,	Washburn.
Hampton,		

Those voting in the negative are,

Messrs. Allen,	Messrs. Edsall,	Messrs. Underwood,
Anderson,	Fuller,	Van Dorston,
Bangs,	Harlan,	Vaughan,
Bishop,	Hunter,	Whiting,
Bowman,	Jackson,	Wilkinson,
Carter,	Kerr,	Williams,
Early,	Marsh,	Woodard.
Eddy,	Pierce,	

So the motion to reconsider was lost.

Mr. Richardson offered the following amendment; which was adopted:

Amend sub-division 84, on page 18, by striking out the words, "breweries, livery stables, blacksmith shops and founderies," and by inserting as sub-division 84½, "To direct the location and regulate the use and construction of breweries, livery stables, blacksmith shops and founderies, within the limits of the city or village."

The bill was then ordered engrossed, and 500 copies printed, for a third reading.

Mr. Pierce, from the special committee to which was referred Senate bill, No. 324, for "An act regulating the sale of poisons in the State of Illinois," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill, as amended,

Ordered engrossed and printed for a third reading.

Mr. Pierce, from the committee on expenditures of the general assembly, to which was referred the following resolution, reported the same back and it was laid upon the table:

Resolved, That the President of the Senate be authorized to appoint Jesse M. Hitchcock to take charge of the heating apparatus, at a salary not to exceed four dollars per day.

Mr. Pierce, from the committee on expenditures of the general assembly, to which was referred the following resolution, reported the same back, with the following written report :

The committee on expenditures of the general assembly, having had under consideration the following resolution, to-wit :

WHEREAS the business of the Senate is seriously retarded by reason of the absence, without leave, of many of the subordinate officers of the Senate ; therefore

Resolved, That the committee on expenses of the general assembly be, and they are hereby, required to inquire into the propriety of depriving all absentees without leave, of their *per diem* during such absence ; and inquire whether or not there are any unnecessary employees now on the pay-roll,

Beg leave to report that they have considered the same, and have instructed me to report, as follows :

1st. It is the opinion of your committee that hereafter all absentees, without leave, should be deprived of their pay during such absence, and that all such absentees should be noted as such on the pay roll.

2d. It is further the opinion of your committee that there are an unnecessary number of employees now on the pay roll, and that the efficiency of the Senate would not be impaired, but rather promoted, by the revision of the pay roll, and dropping the names of all unnecessary employees.

In accordance with these views, your committee would offer the following resolutions, and ask their adoption by the Senate :

Resolved, That Caleb Hopkins, janitor, be relieved from duty in this Hall, and assigned to the charge of the hot air furnace.

Resolved, That N. B. Ames, policeman, be retained as such, and required further to act as mail carrier, and assist the janitors when required so to do.

Resolved, That the names of G. M. Dougherty, policeman, and Emanuel DeFritas, mail carrier, be stricken from the pay rolls.

Resolved, That the number of sergeants-at arms be reduced from three to one, and that the Senate determine which one shall be retained, and that the names of the other two be stricken from the pay rolls.

Resolved, That the services of Henry Erricksen, appointed by the President of the Senate to carry wood, be dispensed with.

Resolved, That the number of pages be reduced to four, and that the President of the Senate determine the four to be retained.

Resolved, That no committee of the Senate shall be allowed clerks, and that all clerks of committees now authorized are hereby discharged.

Resolved, That the enrolling and engrossing clerks, and the assistant secretaries of the Senate, when not otherwise employed, shall be required to assist committees in copying bills, when so required by the chairman.

Mr. Van Dorston moved that the consideration of the report of the committee be postponed until Friday, December 15, at 3 o'clock P. M.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas 25
Nays 14

Those voting in the affirmative are,

Messrs. Allen,
Bangs,
Bowman,
Bush,
Carter,
Dore,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Hunter,
Kerr,
Landrigan,
Langley,
Marsh,

Messrs. Reddick,
Senter,
Solomon,
Van Dorston,
Vaughan,
Washburn,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Anderson,
Bishop,
Crawford,
Donahue,
Harlan,

Messrs. Jackson,
Little,
Nicholson,
Pierce,
Richardson,

Messrs. Starne,
Underwood,
Wilkinson,
Williams.

So the consideration of the report was postponed.

Mr. Bangs, from the committee on fees and salaries, introduced Senate bill, No. 351, for "An act fixing the fees and compensation of justices of the peace, police magistrates and constables, and in certain cases providing for the payment thereof."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Bangs, from the committee on fees and salaries, to which was referred Senate bill, No. 347, for "An act to fix the pay of members of the General Assembly after its first session under the present constitution," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Holcomb, from the committee on reformatory institutions, to which was referred Senate bill, No. 321, for "An act in regard to the State Reform School for juvenile offenders," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Van Dorston, from the committee on judiciary, to which was referred Senate bill, No. 165, for "An act in regard to contracts," reported the same back, with an amendment, and recommended its adoption.

The report of the committee was concurred in, and the bill

Placed on file for a second reading.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 332, for "An act to provide for the relinquishment to the United States, in certain cases, of title to lands for sites of light stations on the coasts and waters of this State," reported the same back, and recommended that it be laid on the table.

The report of the committee was concurred in, and the bill

Ordered to lie upon the table.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 333, for "An act giving the consent of the Legislature of the State of Illinois to the purchase by the United States of land within this State for public purposes," reported the same back, and recommended that it be laid on the table.

The report of the committee was concurred in, and the bill

Ordered to lie upon the table.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 326, for "An act to reduce the fees of clerks of circuit courts who are ex-officio recorders of deeds in counties containing a population of seventy thousand and upwards, and to fix a com-

compensation for said clerks, and to provide for the payment of all fees, perquisites and emoluments above the amount of said compensation into the county treasuries," reported the same back, and recommended that it be laid on the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

Mr. Marsh, from the committee on public buildings, to which was referred House bill, No. 576, for "An act to provide for an investigation of all matters pertaining to the new State house," reported the same back, and recommended that it be laid on the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

Mr. Marsh introduced

Senate bill, No. 352, for "An act to make an appropriation for repairs upon the Soldiers' Orphans' Home, at Normal."

Which was read at large a first time, and
Ordered to a second reading.

Mr. Van Dorston presented a petition relating to the evils of the sale of intoxicating liquors; which was

Referred to the committee on domestic relations.

Mr. Fuller, from the committee on judiciary, to which was referred House bill, No. 150, for "An act in regard to attachments in courts of record," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered to a third reading.

Mr. Fuller, from the committee on judiciary, to which was referred House bill, No. 316, for "An act to provide for referees in common law cases," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill
Placed on file for a second reading.

Mr. Fuller, from the committee on judiciary, to which was referred House bill, No. 223, for "An act to amend section 4, of chapter 80, of the Revised Statutes, entitled 'Paupers,'" reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill
Placed on file for a second reading.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred a number of petitions, reported the same back, and recommended that they be laid on the table.

The report of the committee was concurred in, and the petitions
Ordered to lie upon the table.

Mr. Langley offered the following resolution :

WHEREAS, it is rumored that during the late fire in the city of Chicago large quantities of arms and military stores belonging to the State, and temporarily loaned to commanding officers of volunteer militia companies, upon bond and security of such officers, were destroyed and lost; and whereas, it may be advisable to enact some legislation in the premises; therefore,

Resolved, That the Governor is hereby requested to furnish the Senate with such information as he may be in possession of, or can readily obtain, in reference to such reported loss.

On motion of Mr. Langley,

The rules were suspended and the resolution adopted.

Mr. Bangs then called up his resolution of yesterday, relating to amending the law in relation to oaths. The resolution was,

On his motion,

Referred to the committee on judiciary.

Mr. Senter, from the special committee of two, to which was referred Senate bill, No. 316, for "An act to attach Mercer county to the sixth judicial circuit," reported the same back, with an amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered engrossed and printed for a third reading.

Mr. Dore introduced

Senate bill, No. 353, for "An act to limit taxation in cities having a population of more than one hundred thousand."

Which was read at large a first time, and

Ordered to a second reading.

Senate bill, No. 213, for "An act in relation to the mode of proving title to the lands granted to the Illinois Central Railroad Company,"

Was taken up, read at large a third time, and

Referred to the committee on judiciary.

Senate bill, No. 334, for "An act to provide and furnish suitable rooms for the supreme court in the central grand division of this State, and to make an appropriation therefor,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas 26
Nays 16

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Bush,
Carter,
Daggett,

Messrs. Donahue,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Hunter,
Kerr,
Marsh,

Messrs. Nicholson,
Pierce,
Richardson,
Starnes,
Underwood,
Vaughan,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Crawford,
Dore,
Hampton,
Harlan,
Holcomb,
Jackson,

Messrs. Landrigan,
Lanning,
Little,
Reddick,
Senter,

Messrs. Solomon,
Van Dorston,
Washburn,
Whiting,
Wilkinson.

The bill, containing an emergency clause, and not having received a constitutional majority, was declared lost.

Mr. Van Dorston entered a motion to reconsider the vote whereby Senate bill No. 334 was lost; which was decided in the affirmative.

On motion of Mr. Edsall,

The bill (S. B. 334) was referred to the committee on finance.

Leave of absence was granted Messrs. Nicholson and Daggett until Monday, December 18, at 11 o'clock A. M.

At 5:35 o'clock P. M.,

On motion of Mr. Flagg,

The Senate adjourned until 10 o'clock to-morrow morning.

FRIDAY, DECEMBER 15, 1871.

Senate met, pursuant to adjournment.

Prayer by the Rev. Mr. Hale.

The journal of yesterday was being read, when,

On motion of Mr. Bowman,

The further reading of the same was dispensed with.

On motion of Mr. Jackson,

Leave of absence was granted Mr. Bishop during the day.

The roll of the Senate was then called, when

The following Senators (48) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dora,
Early,
Eddy,
Edsall,

Messrs. Epler,
Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jackson,
Jewett,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Leave of absence was granted Messrs. Vaughan and Reddick until Tuesday next.

Mr. Eddy, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly engrossed:

Senate bill, No. 324, for "An act regulating the sale of poisons in the State of Illinois."

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 348, for "An act to promote the reclamation of swamp and overflowed lands," reported the same back and recommended that it be laid upon the table.

The report of the committee was concurred in, and the bill Ordered to lie upon the table.

Mr. Underwod, from the committee on judiciary, to which was referred Senate bill, No. 144, for "An act in regard to Wills," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to a second reading, and 250 copies of the amendments ordered printed.

At 10:15 o'clock A. M., the President announced the special order, being the consideration of the resolution offered by Mr. Eddy yesterday, relating to making preliminary survey of the chain of lakes extending from Fox river to Desplaines river.

Mr. Langley moved to postpone the special order thirty minutes; which motion was lost:

The special order was taken up, and the resolution adopted, with the following amendment, offered by Mr. Jackson:

Amend by adding—"Provided, it shall be done without expense to the State or the use of any of the earnings of the canal."

Mr. Langley, from the committee on judiciary, to which was referred the following resolution, reported the same back and recommended its adoption:

WHEREAS the mileage and allowance in lieu of stationery, postage, etc., provided in the constitution as well as in the act approved January 19, 1871, is due to each member of the General Assembly, for each session; therefore, be it

Resolved by the Senate, the House of Representatives concurring herein, That the members of the two houses, elected to fill the vacancies which have occurred in the 27th General Assembly, are each entitled to the usual mileage, and allowance of fifty dollars in lieu of stationery, postage, etc., for this session; and the presiding officers of the two houses are hereby instructed to certify to special pay-rolls for said members, to the end that the objects of this resolution may be attained.

Mr. Crawford offered the following amendment to the resolution; which was adopted:

Strike out all after the word "session," in line 7.

The resolution, as amended, was then adopted.

Mr. Pierce, from the committee on finance, to which was referred Senate bill, No. 334, for "An act to provide and furnish suitable rooms for the supreme court in the central grand division of this State, and to make an appropriation," reported the same back, with amendments, and recommended the adoption of the same.

On motion of Mr. Harlan,

The previous question was ordered.

The question then being upon concurring with the committee in their report,

The report of the committee was concurred in.

The question then being upon ordering the bill engrossed and printed for a third reading,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 36
Nays 2

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bowman,
Bush,
Carter,
Crawford,
Donahue,
Dore,
Early,
Eddy,

Messrs. Edsall,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Kerr,
Landrigan,
Langley,
Lanning,
Marsh,

Messrs. Pierce,
Reddick,
Richardson,
Senter,
Starnes,
Underwood,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Messrs. Little and McNulta voted in the negative.

So the bill was ordered engrossed and printed for a third reading.

Mr. Eddy, from the committee on engrossed and enrolled bills, begs leave to report the following as correctly engrossed :

Senate bill, No. 316, for "An act to attach Mercer county to the sixth judicial circuit."

On motion of Mr. Early,

The rules were suspended, and

Senate bill, No. 120, for "An act to incorporate and govern fire, marine, inland navigation and life insurance companies doing business in the State of Illinois,"

Was taken up and made the special order for 3:30 o'clock P. M. to-day.

A message from the House of Representatives, by Mr. Hay.

Mr. President : I am directed to inform the Senate that the House of Representatives has refused to concur with them in the amendments of the Senate to a bill of the following title, to-wit :

House bill, No. 586, for "An act to make appropriations to pay certain expenses of the State government for which no appropriation has heretofore been made."

A message from the House of Representatives, by Mr. Reece.

Mr. President : I am instructed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit :

Resolved by the House of Representatives, the Senate concurring herein, That our Senators in Congress be instructed, and our Representatives requested, to procure the passage of a law by Congress, establishing a term of the United States Circuit Court at Cairo, in this State.

In the adoption of which I am instructed to ask the concurrence of the Senate.

Mr. Harlan then offered the following resolution :

Resolved by the Senate, the House of Representatives concurring herein, That the President of the United States be solicited to withdraw from this State all and any such troops of the United States army as may be at this time on duty in the city of Chicago as military police, or that the orders for their government be so modified as to prohibit their employment as police, or in any other way interfere with the duties or functions of any officer created under the laws of this State.

Resolved, further, That a copy of this resolution be forwarded by the Secretary of State of this State to his excellency the President of the United States.

On motion of Mr. Harlan,
The rules were suspended.

On motion of Mr. Langley,
The resolution was referred to the committee on judiciary.

At 12:45 o'clock P. M.,

On motion of Mr. McNulta,
The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

The President announced the special order, being the consideration of the report of the committee on expenditures of the general assembly on the resolution relating to the absence of officers of the Senate.

The special order was then taken up.

Mr. Bangs moved to lay the whole subject on the table.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 10
Nays..... 22

Those voting in the affirmative are,

**Messrs. Bangs,
Bowman,
Donahue,
Early,**

**Messrs. Eddy,
Hunter,
Langley.**

**Messrs. Marsh,
Van Dorston,
Woodard.**

Those voting in the negative are,

**Messrs. Allen,
Anderson,
Bishop,
Bush,
Carter,
Crawford,
Fuller,
Hampton.**

**Messrs. Holcomb,
Landrigan,
Lanning,
Little,
McNulta,
Pierce,
Richardson,**

**Messrs. Senter,
Solomon,
Starna,
Underwood,
Washburn,
Wilkinson,
Williams.**

So the Senate refused to lay the whole subject on the table.

On motion of Mr. Early,

The consideration of the special order (S. B. No. 120) was postponed.

The report of the committee was then taken up *seriatim*.

The question being upon the following portion of the report of the committee, it was adopted :

Resolved, That Caleb Hopkins, janitor, be relieved from duty in this Hall, and assigned to the charge of the hot air furnace.

Resolved, That N. B. Ames, policeman, be retained as such, and required further to act as mail carrier, and assist the janitors when required so to do.

Resolved, That the names of G. M. Dougherty, policeman, and Emanuel DeFrites, mail carrier, be stricken from the pay rolls.

The question then being upon the adoption of the following portion of the report :

Resolved, That the number of sergeants-at-arms be reduced from three to one, and that the Senate determine which one shall be retained, and that the names of the other two be stricken from the pay rolls.

Mr. Van Dorston then offered the following amendment to that portion of the report :

Amend by striking out of fourth resolution all after "resolved," and insert: "That the name of Lewis Zeigler, as Sergeant-at-arms, be stricken from the pay-rolls, and that he be, and he is hereby, discharged from further service as such officer."

Mr. McNulta then offered the following amendment to the amendment; which was lost:

Strike out and insert, "that the name of one Assistant Sergeant-at-arms, to be selected by the Senate, be stricken from the pay-rolls."

The question then being upon the adoption of the amendment offered by Mr. Van Dorston,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 22
Nays 16

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bishop,
Bowman,
Bush,
Carter,
Flagg,
Hampton,

Messrs. Harlan,
Holcomb,
Jackson,
Landrigan,
Langley,
Lanning,
Little,

Messrs. Richardson,
Solomon,
Underwood,
Van Dorston,
Washburn,
Whiting,
Williams

Those voting in the negative are,

Messrs. Bangs,
Crawford,
Donahue,
Dore,
Early,
Eddy,

Messrs. Fuller,
Hunter,
Kerr,
Marsh,
McNulta,

Messrs. Pierce,
Starne,
Voris,
Wilkinson,
Woodard.

So the amendment was adopted.

Mr. Kerr then offered the following amendment to the fourth resolution of the report of the committee:

Insert after the name of "Lewis Zeigler, Sergeant-at-arms," "and one Assistant Sergeant-at-arms."

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas.....17
Nays.....21

Those voting in the affirmative are,

Messrs. Carter,
Crawford,
Donahue,
Eddy,
Holcomb,
Jackson,

Messrs. Kerr,
Little,
Marsh,
McNulta,
Pierce,
Richardson,

Messrs. Solomon,
Starne,
Voris,
Washburn,
Wilkinson.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Bush,
Dora,

Messrs. Early,
Flagg,
Fuller,
Hampton,
Harlan,
Hunter,
Landrigan,

Messrs. Langley,
Lanning,
Underwood,
Van Dorston,
Whiting,
Williams,
Woodard.

So the amendment was not adopted.

The question then being on the adoption of the fifth resolution of the report, it was decided in the affirmative.

Resolved, That the services of Henry Erricksen, appointed by the President of the Senate to carry wood, be dispensed with.

Mr. Kerr moved to strike out the sixth resolution of the report of the committee.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 36
Nays 3

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Bush,
Carter,
Donahue,
Dora,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Kerr,
Landrigan,
Langley,
Lanning,
Marsh,

Messrs. McNulta,
Pierce,
Richardson,
Solomon,
Starne,
Underwood,
Van Dorston,
Voria,
Washburn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Mr. Crawford,

Mr. Little,

Mr. Williams.

So the sixth resolution was stricken out.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

WHEREAS, a bill providing for an additional district of the United States Court in this State is now pending in Congress; and, whereas, the passage of the bill is imperatively needed to meet the increasing litigation in the State; therefore, be it

Resolved by the House of Representatives, the Senate concurring herein, That our Senators and Representatives in Congress are again requested to use their best efforts in securing the passage of the bill.

In the adoption of which I am instructed to ask the concurrence of the Senate.

Mr. Landrigan moved that the vote whereby the third resolution of the report of the committee was adopted be reconsidered, and it was decided in the affirmative.

Mr. Landrigan then offered the following amendment to the third resolution of the report:

Strike out the name of "Emanuel Defrites, mail carrier."

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 22
Nays..... 14

Those voting in the affirmative are,

Messrs. Bangs,
Bowman,
Donahue,
Early,
Eddy,
Edsall,
Flagg,
Holcomb,

Messrs. Hunter,
Kerr,
Landrigan,
Langley,
Lanning,
Marsh,
McNulta,

Messrs. Solomon,
Underwood,
Van Dorston,
Voris,
Washburn,
Williams,
Woodard,

Those voting in the negative are,

Messrs. Allen,
Bishop,
Bush,
Carter,
Crawford,

Messrs. Dore,
Hampton,
Jackson,
Little,
Pierce,

Messrs. Richardson,
Starne,
Whiting,
Wilkinson.

So the amendment was adopted.

Mr. Carter offered the following amendment to the seventh resolution:

Add to seventh resolution—"Provided, that it shall not take effect till the Senate adjourn for the holidays."

Mr. Jackson moved to lay the report of the committee on the table.
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 7
Nays..... 32

Those voting in the affirmative are,

Messrs. Bangs,
Early,
Eddy,

Messrs. Jackson,
Marsh,

Messrs. Voris,
Woodard.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Bishop,
Bowman,
Bush,
Carter,
Crawford,
Donahue,
Dore,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Kerr,
Landrigan,
Langley,
Lanning,
Little,

Messrs. McNulta,
Pierce,
Richardson,
Solomon,
Starne,
Underwood,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Williams.

So the Senate refused to lay the report on the table.

The question then being upon the adoption of the amendment offered by Mr. Carter to the seventh resolution,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 19
Nays 17

Those voting in the affirmative are,

**Messrs. Allen,
Bangs,
Bowman,
Carter,
Donahue,
Dore,
Early,**

**Messrs. Eddy,
Fuller,
Hampton,
Holcomb,
Hunter,
Kerr.**

**Messrs. Landrigan,
Langley,
Lanning,
McNulta,
Underwood,
Woodard.**

Those voting in the negative are,

**Messrs. Anderson,
Bush,
Crawford,
Edsall,
Flagg,
Harlan.**

**Messrs. Little,
Marsh,
Pierce,
Richardson,
Solomon,
Stearns.**

**Messrs. Van Dorston,
Voris,
Washburn,
Wilkinson,
Williams.**

So the amendment was adopted.

Mr. McNulta offered the following amendment to the report of the committee:

Amend by inserting "that the name of one of the Assistant Secretaries, to be hereafter selected by the Senate, be stricken from the roll and he be discharged."

Mr. Voris moved to lay Mr. McNulta's amendment on the table. And the yeas and nays being demanded,

It was decided in the negative, as follows:

	{ Yeas.....	18
	{ Nays.....	25

Those voting in the affirmative are,

**Messrs. Bangs,
Crawford,
Donahue,
Early,
Eddy,**

**Messrs. Edsall,
Hunter,
Jackson,
Landrigan.**

**Messrs. Marsh,
McNulta,
Vorls,
Woodard.**

Those voting in the negative are,

**Messrs. Allen,
Anderson,
Bishop,
Bowman,
Bush,
Carter,
Dore,
Flagg,
Fuller,**

**Messrs. Hampton,
Harlan,
Holcomb,
Kerr,
Langley,
Lanning,
Little,
Pierce,**

**Messrs. Richardson,
Solomon,
Starne,
Underwood,
Van Dorston.
Washburn,
Wilkinson,
Williams.**

So the Senate refused to lay the amendment on the table.

Mr. Marsh moved to adjourn.

And the yeas and nays being demanded,

It was decided in the negative, as follows:

{ Yeas.....	5
{ Nays	31

Those voting in the affirmative are,

**Messrs. Eddy,
Hampton.**

**Messrs. Hunter,
Jackson,**

Mr. Marsh.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Bush,
Carter,
Crawford,
Donahue,
Dore,
Early,

Messrs. Edsall,
Fuller,
Harlan,
Kerr,
Landrigan,
Lanning,
Little,
McNulta,
Pierce,
Richardson,

Messrs. Senter,
Solomon,
Starne,
Underwood,
Van Dorston,
Voris,
Washburn,
Wilkinson,
Williams,
Woodard.

So the Senate refused to adjourn.

Mr. Lanning moved that the debate close.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 30
Nays 7

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bishop,
Bowman,
Bush,
Carter,
Crawford,
Dore,
Early,
Edsall,

Messrs. Fuller,
Hampton,
Harlan,
Hunter,
Jackson,
Kerr,
Landrigan,
Langley,
Lanning,
Little,

Messrs. Pierce,
Richardson,
Senter,
Solomon,
Starne,
Underwood,
Washburn,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bangs,
Donahue,
Eddy,

Messrs. Marsh,
McNulta,

Messrs. Van Dorston,
Voris.

So the debate was closed.

The question being, "Shall the amendment of Mr. McNulta be adopted?"

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 6
Nays 32

Those voting in the affirmative are,

Messrs. Bush,
Crawford,

Messrs. Donahue,
Jackson,

Messrs. McNulta,
Richardson.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Carter,
Dore,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Harlan,
Hunter,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
Pierce,

Messrs. Senter,
Solomon,
Starne,
Underwood,
Van Dorston,
Voris,
Washburn,
Wilkinson,
Williams,
Woodard.

So the amendment of Mr. McNulta was not adopted.

Mr. Bush offered the following amendment to the report; which was adopted:

"That N. B. Ames be relieved from carrying the mail, as hereinbefore provided, as the post office is now supplied with one postmaster, an assistant postmaster, and two mail carriers."

Mr. Starne moved to indefinitely postpone the whole subject.

On motion of Mr. Dore,

The previous question was ordered.

The question being, "Shall the report of the committee be indefinitely postponed?"

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 15
Nays..... 24

Those voting in the affirmative are,

Messrs. Bangs,
Crawford,
Donahue,
Early,
Eddy,

Messrs. Edsall,
Hunter,
Jackson,
Landrigan,
Little,

Messrs. Marsh,
McNulta,
Starne,
Voris,
Woodard.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Bishop,
Bowman,
Bush,
Carter,
Dore,
Flagg,

Messrs. Fuller,
Hampton,
Harlan,
Holcomb,
Kerr,
Langley,
Lanning,
Pierce,

Messrs. Richardson,
Senter,
Solomon,
Underwood,
Van Dorston,
Washburn,
Wilkinson,
Williams.

So the Senate refused to indefinitely postpone the report.

The question being, "Will the Senate concur in the report of the committee, as amended?"

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 26
Nays..... 12

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bishop,
Bowman,
Bush,
Carter,
Dore,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Harlan,
Holcomb,
Kerr,
Langley,
Lanning,
McNulta,
Pierce,

Messrs. Richardson,
Senter,
Solomon,
Underwood,
Van Dorston,
Washburn,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Bangs,
Crawford,
Donahue,
Early,

Messrs. Eddy,
Hunter,
Jackson,
Landrigan,

Messrs. Little,
Marsh,
Starne,
Woodard.

So the Senate concurred in the report of the committee, as amended.

Mr. McNulta entered a motion to reconsider the vote whereby the report, as amended, was adopted.

Mr. Dore moved to lay Mr. McNulta's motion to reconsider on the table.

Mr. McNulta moved to adjourn until 10 o'clock to-morrow morning.
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 8
Nays..... 30

Those voting in the affirmative are,

Messrs. Crawford,
Dore,
Early,

Messrs. Eddy,
Holcomb,
Hunter,

Messrs. Jackson,
McNulta.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Bush,
Carter,
Donahue,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Harlan,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
Pierce,

Messrs. Richardson,
Senter,
Solomon,
Starne,
Underwood,
Van Dorston,
Washburn,
Wilkinson,
Williams,
Woodard.

So the Senate refused to adjourn.

The question then being on laying Mr. McNulta's motion to reconsider on the table,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 30
Nays 8

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bishop,
Bowman,
Bush,
Carter,
Donahue,
Dore,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Langley,
Lanning,
Little,
Marsh,

Messrs. Pierce,
Richardson,
Senter,
Solomon,
Starne,
Underwood,
Van Dorston,
Washburn,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bangs,
Crawford,
Early,

Messrs. Eddy,
Kerr,
Landrigan,

Messrs. McNulta,
Williams.

So Mr. McNulta's motion was laid on the table.

Leave of absence was granted Messrs. Marsh and Eddy until Tuesday next.

Leave of absence was granted Mr. Solomon until Monday next.

On motion of Mr. Kerr,

House bill No. 586 was taken up and made the special order for Wednesday, December 20, at 10 o'clock A. M.

At 5:28 o'clock P. M.,

On motion of Mr. McNulta,

The Senate adjourned until 10 o'clock A. M. to-morrow.

SATURDAY, DECEMBER 16, 1871.

Senate met, pursuant to adjournment.

Prayer by the Rev. Mr. Hale.

The journal of yesterday was being read, when,

On motion of Mr. Bush,

The further reading of the same was dispensed with.

On motion of Mr. Bush,

Leave of absence was granted Mr. Epler for one week.

The roll of the Senate was then called, when

The following Senators (48) answered to their names:

Messrs. Alexander,

Allen,
Anderson,
Bangs,
Bishop,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,

Messrs. Flagg,

Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,

Richardson,
Senter,
Solomon,
Starne,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard

Mr. Flagg presented a petition from members of the State Horticultural Society, relating to the passage of Senate bill No. 301; which was

Referred to the committee on agriculture and drainage.

Mr. Bishop, from the committee on judiciary, to which was referred Senate bill, No. 229, for "An act to increase the jurisdiction of county courts in this State," reported the same back, by substitute, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to a second reading and 500 copies ordered printed.

By unanimous consent,

Mr. Bishop introduced

Senate bill, No. 354, for "An act to provide for the registration of bonds issued to railroad companies of this State, by subscriptions or donations of counties, townships, cities and towns, and to legalize the vote authorizing the issue of said bonds."

Which was read at large a first time, and,

Referred to the committee on railroads and warehouses.

Mr. Dore introduced

Senate bill, No. 355, for "An act to amend an act entitled 'an act to incorporate and to govern fire and marine and inland insurance companies doing business in the State of Illinois.'"

Mr. McNulta introduced

Senate bill, No. 358, for "An act to authorize the formation of building associations."

Which was referred to the committee on corporations.

Senate bill, No. 51, for "An act to provide for the purchase of the Illinois reports from the reporter of the supreme court,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 34
Nays..... 2

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bishop,
Bowman,
Bush,
Carter,
Crawford,
Donahue,
Early,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Landrigan,
Langley,
Lanning,
Little,
McNulta,
Pierce,

Messrs. Richardson,
Senter,
Starne,
Strevel,
Underwood,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Messrs. Bangs and Jackson voted in the negative.

Mr. Edsall offered the following amendment to the title of the bill; which was adopted:

Strike out of the title all after the words "an act," and insert as follows: "in relation to the manner of reporting the decisions of the supreme court, and to provide for the purchase and distribution thereof."

Ordered that the title be as amended, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 313, for "An act to fix the fees of commissioners,"

Was taken up, read at large a third time, and,

On motion of Mr. Underwood,

Referred to the committee on fees and salaries.

Senate bill, No. 311, for "An act to fix the fees of county commissioners,"

Was taken up, read at large a third time, and,

On motion of Mr. Bush,

Referred to the committee on fees and salaries.

Senate bill, No. 310, for "An act to fix the fees of the board of supervisors,"

Was taken up, read at large a third time, and,

On motion of Mr. Edsall,

Referred to the committee on fees and salaries.

Senate bill, No. 307, for "An act to fix the salaries of Governor, Lieutenant Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Superintendent of Public Instruction, Attorney General, and Adjutant General,"

Was taken up and read at large a third time.

Pending the consideration of the bill,

At 12:40 o'clock P. M.,

• On motion of Mr. Richardson,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

On motion of Mr. Strevell,

Leave of absence was granted Senators Early and Holcomb until Monday.

On motion of Mr. Pierce,

A call of the Senate was ordered, when

The following Senators (26) answered to their names:

Messrs. Alexander,
Allen,
Andersen,
Bishop,
Bush,
Edsall,
Flagg,
Fuller,
Hampton,

Messrs. Harlan,
Hunter,
Jackson,
Landrigan,
Langley,
Little,
McNulta,
Pierce,
Richardson,

Messrs. Senter,
Strevell,
Underwood,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Williams.

On motion,

Further proceedings under the call were dispensed with.

Senate bill No. 307 was then referred to the committee on judiciary.

Senate bill, No. 352, for "An act to make an appropriation for repairs upon the Soldiers' Orphans' Home, at Normal,"

Was taken up, read at large a second time, and

Ordered engrossed and printed for a third reading.

House bill, No. 519, for "An act to restore uniformity in the taxation of real and personal property, for all purposes, in the several counties of this State,"

Was taken up and read at large a third time.

Mr. Richardson moved to postpone the further consideration of House bill No. 519 to, and make it the special order for, Tuesday, December 19, at 11 o'clock A. M.; which motion was lost.

Leave of absence was granted Mr. Kerr until Tuesday next.

On motion of Mr. Underwood,

The bill (House bill No. 519) was referred to the committee on judiciary.

At 3:45 o'clock P. M.,

On motion of Mr. Crawford,

The Senate adjourned until 10 o'clock Monday morning.

MONDAY, DECEMBER 18, 1871.

At 8:30 o'clock A. M. the Senate met pursuant to request of the Lieutenant-Governor, on account of the death of the Hon. John L. Tincher.

Prayer by Rev. Mr. Carnahan.

Mr. Langley then announced the death of the Hon. John L. Tincher, and offered the following resolutions :

WHEREAS this Senate has with deep sensibility heard the announcement of the sudden death of the Hon. John L. Tincher, a member from the Ninth (9th) District ; and whereas, it is fitting and proper that we, his friends and co-laborers, should in some suitable manner testify our respect to his memory ; therefore,

Resolved, That in the death of the Hon. John L. Tincher this Senate has lost one of its most useful members, the State a wise and judicious legislator, his constituents an honest and faithful representative, society one of its brightest ornaments, his church a faithful and devoted Christian, while justice and humanity are deprived of a fearless advocate.

Resolved, That our warmest sympathies, though they may not abate the anguish of his stricken family, yet they are tendered as the spontaneous offering of hearts filled with deep sorrow at this irreparable loss.

Resolved, That the President of the Senate be directed to forward to the family a copy of the foregoing preamble and resolutions, duly attested by the Secretary ; and as a further mark of respect to the memory of the deceased, Senators will wear the usual badge of mourning for thirty days, and that the Senate do now adjourn.

The rules were suspended.

Remarks upon the character of the deceased were then made by Messrs. Langley, Underwood, Strevell and Washburn.

The consideration of the above resolutions being suspended by common consent,

Mr. Fuller offered the following resolution ; which was adopted :

Resolved, That as a further mark of respect, the Senate will now proceed in a body and escort the remains of the deceased to the depot, and that the President of the Senate appoint six pall-bearers to go to Danville, to attend the funeral services.

The President then appointed Messrs. Langley, Washburn, Van Dorston, Bowman, Bishop and Pierce, pall-bearers, and N. B. Ames Sergeant-at-arms, to attend the remains of deceased to Danville to attend the funeral services.

The President also appointed Mr. Anderson as Marshal.

At 9:16 o'clock A. M., the Senate took a recess for the purpose of escorting the remains to the depot.

At 10:20 o'clock A. M. the Senate returned to the Senate chamber, and was called to order by the President.

The journal of Saturday was being read, when,

On motion of Mr. McNulta,

The further reading of the same was dispensed with.

The roll-call was dispensed with, and the resolutions offered by Mr. Langley were then taken up.

Remarks were made relating to the death and character of Mr. Tincher, by Messrs. Hampton, Boyd, Strevell, Crawford, Hunter, Fuller, Bangs and Little.

The resolutions were then adopted.

At 11 o'clock A. M. the President announced the Senate adjourned

TUESDAY, DECEMBER 19, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Heilman.

The journal of yesterday was being read, when,

On motion of Mr. Strevell,

The further reading of the same was dispensed with.

Remarks on the death of Hon. John L. Tincher, were then made by Mr. Kerr.

The roll-call was dispensed with.

Mr. Edsall asked leave of absence for Messrs. Crawford and Fuller; which was granted.

Mr. Jackson asked and obtained indefinite leave of absence for Messrs. Bishop and Anderson.

Mr. Edsall then offered the following resolution :

Resolved by the Senate, the House of Representatives concurring herein, That when the two houses adjourn on Friday, December 22, 1871, such adjournment be until Wednesday, January 3, A. D. 1872.

On motion of Mr. Edsall,

The rules were suspended and the resolution adopted.

Mr. Underwood, from the committee on fees and salaries, to which was referred Senate bill, No. 311, for "An act to fix the fees of county commissioners," reported the same back and recommended that it be laid upon the table.

The report of the committee was concurred in, and the bill

Ordered to lie upon the table.

Mr. Underwood, from the committee on fees and salaries, to which was referred Senate bill, No. 313, for "An act to fix the fees of commissioners," reported the same back and recommended that it be laid upon the table.

The report of the committee was concurred in, and the bill

Ordered to lie upon the table.

Mr. Underwood, from the committee on fees and salaries, to which was referred Senate bill, No. 310, for "An act to fix the fees of the board of supervisors," reported the same back and recommended that it be laid upon the table.

The report of the committee was concurred in, and the bill

Ordered to lie upon the table.

Mr. Underwood, from the committee on fees and salaries, introduced Senate bill, No. 359, for "An act to fix the compensation of certain officers in the several counties of this State."

Which was read at large a first time, and
Ordered to a second reading.

Mr. Underwood, from the committee on judiciary, to which was referred House bill, No. 519, for "An act to restore uniformity in the taxation of real and personal property for all purposes in the several counties in this State," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill
Ordered to a third reading.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 307, for "An act to fix the salaries of Governor, Lieutenant-Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Superintendent of Public Instruction, Attorney-General and Adjutant-General," reported the same back, with amendments, and recommended the adoption of the same.

On motion of Mr. Strevell,

The blank was filled with the words "one thousand dollars."

The report of the committee was then concurred in, and the bill
Ordered engrossed and printed for a third reading.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred Senate bill, No. 83, for "An act to provide for the permanent survey of townships," reported the same back and recommended that it be laid upon the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

Mr. Holcomb, from the committee on domestic relations, to which was referred sundry petitions, reported the same back and recommended the committee be relieved from further action in relation thereto.

The report of the committee was concurred in, and the petitions
Ordered to lie upon the table.

Mr. Langley offered the following resolution :

Resolved, That the committee on the judiciary be instructed to inquire into the advisability and propriety of providing by law for the publication of all laws that shall take effect on and after their passage, commonly called "emergency laws," in at least one newspaper in each county of the State; and also, of providing by law a maximum price to be paid for the labor of such publication.

On motion of Mr. Langley,

The rules were suspended.

Mr. Hunter then offered the following amendment; which was lost:
Amend by striking out the words, "one newspaper in each county," and insert "all public newspapers in the State."

Mr. Hampton offered the following amendment to the resolution :
"Providing, also, for the publication of all criminal and penal laws."

On motion of Mr. Edsall,

The resolution and amendment were referred to the committee on judiciary.

On motion of Mr. Edsall,
A call of the Senate was ordered, when

The following Senators (36) answered to their names:

Messrs. Alexander,
Allen,
Bowman,
Boyd,
Bush,
Carter,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Kerr,
Landrigan,
Langley,
Little,
Marsh,
Nicholson,

Messrs. Pierce,
Reddick,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Voris,
Washburn,
Wilkinson,
Williams,
Woodard.

On motion of Mr. Edsall,
Further proceedings under the call were dispensed with.

Senate bill, No. 334, for "An act to provide and furnish suitable rooms for the supreme court in the central grand division of this State, and to make an appropriation therefor,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 35
Nays 1

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bowman,
Boyd,
Bush,
Carter,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Kerr,
Landrigan,
Langley,
Marsh,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Washburn,
Wilkinson,
Williams,
Woodard.

Mr. Little voted in the negative.

The bill containing an emergency clause, and having received a two-thirds majority, was declared passed.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 322, for "An act relative to the survivorship of actions at law arising out of torts,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 37
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bowman,
Boyd,
Bush,
Carter,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Kerr,
Landrigan,
Langley,
Little,
Marsh,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Starnes,
Strevell,
Underwood,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 285, for "An act in relation to bridges across rivers on the borders of this State,"

Was taken up, read at large a third time, and,

On motion of Mr. Underwood,

Referred to the committee on judiciary.

Senate bill, No. 140, for "An act to authorize certain records in Bond county to be transcribed,"

Was taken up, read at large a third time, and,

On motion of Mr. Alexander,

Referred to the committee on banks and banking.

Senate bill, No. 316, for "An act to attach Mercer county to the sixth judicial circuit,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 38
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bowman,
Boyd,
Bush,
Carter,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Kerr,
Landrigan,
Langley,
Little,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starnes,
Strevell,
Underwood,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Senter then offered the following amendment to the title of the bill; which was adopted:

Amend title to Senate bill No. 316, by adding, "and to change the time of holding courts therein."

The bill containing an emergency clause, and having received a two-thirds majority, was declared passed.

Ordered that the title be as amended, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 324, for "An act regulating the sale of poisons in the State of Illinois,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 38
Nays 3

Those voting in the affirmative are,

Messrs. Allen,
Bowman,
Boyd,
Carter,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Hampton,
Holcomb,
Jackson,
Kerr,
Landrigan,
Langley,
Little,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Voria,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Mr. Alexander,

Mr. Bush,

Mr. Washburn.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 146, for "An act in regard to the practice in actions of ejectment,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 37
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bowman,
Boyd,
Bush,
Carter,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Kerr,
Landrigan,
Langley,
Little,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 335, for "An act to authorize the United States to own and control certain lands in this State for the maintenance of national cemeteries,"

Having been printed, was read at large a third time,

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 33
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bowman,
Boyd,
Carter,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall.

Messrs. Flagg,
Hampton,
Harlan,
Holcomb,
Jackson,
Kerr,
Langley,
Little,
Marsh,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Washburn,
Whiting,
Williams,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 274, for "An act to enable certain villages in this State, having commons derived from foreign grants, to sell and convey the same, and to protect the rights of the inhabitants of such villages in said lands and the proceeds thereof,"

Was taken up, read at large a third time, and,

On motion of Mr. Alexander,
Referred to a special committee of two.

The President appointed Messrs. Underwood and Washburn as such committee.

Mr. Flagg called up

Senate bill, No. 301, for "An act to re-organize the Illinois State Horticultural Society,"

And offered the following amendment; which was adopted:

Amend Senate bill No. 301, printed bill, by striking out in section 2 all after the words "and of," in the fifth line, to the word "shall" in seventh line, and insert the words "the Fruit Growers' Association of Southern Illinois." In section 3, strike out all after the word "horticulture," in fifth line.

The bill was ordered to a third reading and printed.

Mr. Underwood, from the special committee of two, to which was referred Senate bill, No. 274, for "An act to enable certain villages in this State having commons, derived from foreign grants, to sell and convey the same, and to protect the rights of the inhabitants of such villages in said lands and the proceeds thereof," reported the same back, with an amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill
Ordered to a third reading and amendment printed.

Mr. Jackson called up

Senate bill, No. 253, for "An act to provide for annexing and excluding territory to and from cities, towns and villages, and to unite cities, towns and villages."

The bill was ordered to a third reading and printed.

Mr. Eddy, from the committee on engrossed and enrolled bills, begs leave to report the following as correctly engrossed:

Senate bill, No. 352, for "An act to make an appropriation for repairs upon the Soldiers' Orphans' Home, at Normal."

Senate bill, No. 349, for "An act to divide the counties of the State into three classes, and to reduce the fees and compensation of clerks of circuit courts, who are ex-officio recorders of deeds, and who were in office at the time of the adoption of the constitution of 1870, in counties of the third class, and to fix a penalty for receiving illegal fees, and to fix the compensation of all county officers now in office."

Senate bill, No. 321, for "An act in regard to the State Reform School for juvenile offenders,"

Was taken up, read at large a second time, and

Ordered to be engrossed and printed for a third reading.

Mr. Solomon introduced

Senate bill, No. 360, for "An act giving county boards control of county convicts, and to provide work houses for the employment of such convicts."

Which was read at large a first time, and

Ordered to a second reading.

On motion of Mr. Starne,

The vote by which Senate bill No. 253 was ordered to a third reading was reconsidered, and the bill was made the special order for January 4th, 1872, at 3 o'clock P. M.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 285, for "An act in relation to bridges across rivers on the borders of this State," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered engrossed and printed for a third reading.

Senate bill, No. 87, for "An act providing for the holding of the terms of the supreme court at the capital of the State, and creating one judicial division of the State,"

Was taken up, read at large a second time, and,

On motion of Mr. Underwood,

Postponed to and made the special order for Friday, January 12th, 1872, at 3 o'clock P. M.

At 12:20 o'clock P. M.,

On motion of Mr. Strevell,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK, P. M.

Senate met, pursuant to adjournment.

On motion of Mr. Nicholson,

Senate bill, No. 340, for "An act in regard to roads and bridges,"

Was made the special order for January 10, at 3 o'clock P. M.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, to-wit:

House bill, No. 598, for "An act to establish registration in cities, towns and villages of five thousand inhabitants and upwards, and in townships and election precincts in which there is any portion of any such city, town or village, and in counties having one hundred thousand inhabitants and upwards, and to punish any person for the violation of the same."

House bill, No. 388, for "An act explaining an act entitled 'an act to change the county line between Perry and Franklin counties,' approved February 6, A. D. 1835."

In the passage of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay :

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of the following resolution, to-wit:

Resolved by the Senate, the House of Representatives concurring herein, That when the two houses adjourn on Friday, December 22, 1871, such adjournment be until Wednesday, January 8, A. D. 1872.

Mr. Donahue presented a petition concerning the sale of intoxicating liquors; which was referred to the committee on domestic relations.

Senate bill, No. 341, for "An act to make an appropriation to pay the debts of the State Reform School,"

Was taken up, read at large a second time, and,

On motion of Mr. Early,

Referred to the committee on state reformatory institutions.

Senate bill, No. 346, for "An act to provide for the election of a recorder of deeds in counties having sixty thousand and more inhabitants,"

Was taken up, read at large a second time, and,

On motion of Mr. Voris,

Ordered to lie on table and be printed.

On motion of Mr. Reddick,

The consideration of the special order, being Senate bill No. 298, was postponed until 11 o'clock A. M. to-morrow.

Senate bill, No. 351, for "An act fixing the fees and compensation of justices of the peace, police magistrates and constables, and in certain cases providing for the payment thereof,"

Was taken up, read at large a second time, and,

On motion of Mr. Hampton,

Ordered to lie upon the table and be printed.

Senate bill, No. 165, for "An act in regard to contracts,"

Was taken up, read at large a second time, and

Ordered engrossed and printed for a third reading.

Senate bill, No. 275, for "An act to secure to all persons freedom in the selection of an occupation profession or employment,"

Was taken up and read at large a second time.

Mr. Underwood offered the following amendment; which was adopted :

Amend by adding, "nothing in this act shall be construed as requiring any female to work on streets or roads, or serve on juries."

On motion of Mr. Hampton,

The bill was referred to the committee on judiciary.

Senate bill, No. 331, for "An act to establish the salaries of the judges of inferior local courts in cities having less population than five thousand inhabitants,"

Was taken up, read at large a second time, and,

On motion of Mr. Edsall,

Referred to the committee on finance.

Senate bill, No. 342, for "An act to provide for the examination and appointment of licensed surveyors,"

Was taken up, read at large a second time, and,

On motion of Mr. Wilkinson,

Referred to the committee on agriculture and drainage.

Senate bill, No. 345, for "An act to define the jurisdiction of the cities and incorporated towns bordering on the Ohio river,"

Was taken up, read at large a second time, and,

On motion of Mr. Eddy,

Referred to the committee on municipalities.

Mr. Eddy, from the committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly engrossed:

Senate bill, No. 285, for "An act in relation to bridges across rivers on the borders of this State."

Senate bill, No. 307, for "An act to fix the salaries of Governor, Lieutenant-Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Superintendent of Public Instruction, Attorney General and Adjutant General."

A message from the House of Representatives, by Mr. Reece.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 625, for "An act to apportion the State of Illinois into senatorial districts."

In the passage of which I am instructed to ask the concurrence of the Senate.

Senate bill, No. 347, for "An act to fix the pay of members of the General Assembly after the first session under the present constitution,"

Was taken up and read at large a second time.

Mr. Carter offered the following amendment; which was adopted:

Amend section 2, by striking out the words "Speakers of the respective houses," and inserting in lieu thereof, the words "President of the Senate and Speaker of the House of Representatives."

Mr. Pierce offered the following amendment; which was adopted:

Amend by adding after the words "per mile" "for each session."

Mr. Whiting offered the following amendment to the bill:

"*Provided*, That members of the General Assembly shall receive pay only for the number of days of actual attendance at the capital."

Mr. Whiting moved the previous question ; which motion was lost.

Mr. Alexander moved that the further consideration of the bill and amendments be postponed until to-morrow at 3 o'clock P. M.; which motion was decided in the affirmative.

Mr. Little moved to adjourn until to-morrow at 10 o'clock A. M.; which motion was lost.

Mr. Dore moved to suspend the rules for the purpose of taking up House bill No. 625 ; which motion was lost.

A message from the House of Representatives, by Mr. Reece.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to wit :

House bill, No. 601, for "An act to provide for re-recording deeds, mortgages and other instruments in writing, where the original records thereof have been destroyed, and to fix the fee for such re-recording."

In the passage of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Reece :

Mr. President: I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, to-wit :

House bill, No. 580, for "An act to fix the time of holding the circuit court in the several counties composing the second judicial circuit."

House bill, No. 400, for "An act to provide for the incorporation of associations that may be organized for the purpose of constructing railways, maintaining and operating the same, for prescribing and defining the duties and limiting the powers of such corporations when so organized."

In the passage of which I am instructed to ask the concurrence of the Senate.

Senate bill, No. 353, for "An act to limit taxation in cities having a population of more than one hundred thousand,"

Was taken up, read at large a second time, and,

On motion of Mr. Dore,

Referred to the Cook county Senators.

Senate bill, No. 356, for "An act to provide the number of employees of the General Assembly, and to fix the pay of the same,"

Was taken up, read at large a second time, and,

On motion of Mr. Underwood,

Referred to the committee on expenditures of the general assembly.

A message from the House of Representatives, by Mr. Magie.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit :

House bill, No. 602, for "An act to prevent the unjust collection, by incorporated cities and towns, of taxes levied upon property destroyed by fire, and to authorize the common council of such cities or board of trustees of such towns to change or amend appropriation bills, to pass new appropriation bills, to reduce taxes and special assessments in certain cases, and to discontinue special improvements."

In the passage of which I am instructed to ask the concurrence of the Senate.

On motion of Mr. Van Dorston,

House bill, No. 580, for "An act to fix the time of holding the circuit court in the several counties composing the second judicial circuit,"

Was taken up, read at large a first time, and

Ordered to a second reading.

At 5:20 o'clock P. M. Mr. Marsh moved to adjourn until to-morrow at 10 o'clock A. M.; which motion was lost.

On motion of Mr. Harlan,

House bill, No. 400, for "An act to provide for the incorporation of associations that may be organized for the purpose of constructing railways, maintaining and operating the same, for prescribing and defining the duties and limiting the powers of such corporations when so organized,"

Was taken up, read at large a first time, and,

On motion of Mr. Harlan,

Ordered to a second reading, and

Referred to the committee on railroads and warehouses.

By unanims consent,

House bill, No. 519, for "An act to restore uniformity in the taxation of real and personal property for all purposes, in the several counties in this State,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 30
Nays 3

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Boyd,
Carter,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Flagg,

Messrs. Hampton,
Harlan,
Holcomb,
Jackson,
Kerr,
Landrigan,
Marsh,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Strevell,
Underwood,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Mr. Bowman,

Mr. Hunter,

Mr. Little.

Mr. Richardson offered the following amendment to the title of the bill; which was adopted:

Amend by inserting "and cities," after the word "counties."

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. Carter,

House bill, No. 601, for "An act to provide for re-recording deeds, mortgages, and other instruments in writing, where the original records thereof have been destroyed, and to fix the fee for such re-recording,"

Was taken up, read at large a first time, and

Ordered to a second reading.

On motion of Mr. Harlan,

The vote whereby House bill No. 400 was referred to the committee on railroads and warehouses was reconsidered.

At 5:40 o'clock P. M.,

On motion of Mr. Hunter,

The Senate adjourned until 10 o'clock A. M. to-morrow.

WEDNESDAY, DECEMBER 20, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Heilman.

The journal of yesterday was being read, when,

On motion of Mr. Voris,

The further reading of the same was dispensed with.

On motion of Mr. Donahue,

Leave of absence was granted Mr. McNulta until Saturday next, on account of sickness.

On motion of Mr. Dore,

Leave of absence was granted Mr. Jewett during this week.

The roll of the Senate was then called, when

The following Senators (48) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bishop,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Senate bill, No. 67, for "An act to promote the science of medicine and surgery in the State of Illinois,"

Was taken up and read at large a third time.

Mr. Dore moved to recommit the bill to a select committee of four; which was lost.

Mr. Harlan moved to postpone the consideration of the special order; which was lost.

By unanimous consent,

The bill was recommitted to the special committee, composed of Messrs. Pierce, Daggett, Little, Bowman and Harlan.

The special order, being the consideration of Senate bill No. 298, was then taken up.

Senate bill, No. 298, for "An act to provide against the evils resulting from the sale of intoxicating liquors in the State of Illinois,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 40
Nays 5

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Boyd,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marshall,
Nicholson,

Messrs. Pierce,
Reddick,
Senter,
Solomon,
Starne,
Strevell,
Van Dorston,
Vaughan,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Anderson,
Bush,

Messrs. Richardson,
Underwood,

Mr. Washburn.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

Mr. Edsall, from the committee on judiciary, to which was referred Senate bill, No. 31, for "An act in regard to mortgages of real and personal property," reported the same back, with amendments, and recommended the adoption of the same.

The bill was ordered to lie on the table, and 250 copies printed as proposed to be amended.

Mr. Dore, by unanimous consent, offered the following resolution:

WHEREAS the prosperity of the State of Illinois is to be measured by the value of its products at the seaboard; and whereas if the cost of transport of the cereals to tide-water should be reduced ten cents per bushel, our products would command the markets of all Western Europe; and whereas a movement has been recently inaugurated by the National Board of Trade at St. Louis, seconded by a commercial convention at Detroit, with a view of urging upon Congress the necessity of the construction of a ship canal at Niagara, N. Y., connecting Lake Erie with Lake Ontario; therefore,

Resolved by the Senate, the House concurring herein, That in the judgment of this General Assembly, the question of cheap transportation is the question of first importance to all our producers.

Resolved, That our members of Congress are hereby earnestly requested to favor such appropriations for the construction of said canal as shall secure its immediate commencement and early completion.

Resolved, That the Secretary of State is hereby requested to transmit a copy of the foregoing resolutions to the President of the United States, President of the Senate, Speaker of the House of Representatives, and to each member of Congress from the State of Illinois.

On motion of Mr. Dore,

The rules were suspended and the resolution adopted.

On motion of Mr. Holcomb,
The following House message was taken up and adopted :

Resolved by the House of Representatives, the Senate concurring herein, That our Senators in Congress be instructed and our Representatives requested to procure the passage of a law by Congress establishing a term of the United States Circuit Court at Cairo, in this State.

House bill, No. 601, for "An act to provide for re-recording deeds, mortgages, and other instruments in writing, where the original records thereof have been destroyed, and to fix the fee for such re-recording,"

Was taken up, read at large a second time, and
Ordered to a third reading.

Mr. Eddy, from the committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly engrossed, to-wit :

Senate bill, No. 301, for "An act to re-organize the Illinois State Horticultural Society."

Senate bill, No. 178, for "An act to provide for the incorporation of cities and villages."

House bill, No. 150, for "An act in regard to attachments in courts of record,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....37
Nays..... 0

Those voting in the affirmative are,

Messrs. Allen,
Boyd,
Bush,
Carter,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Hampton,
Harian,

Messrs. Holcomb,
Hunter,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof.

On motion of Mr. Edsall,
Senate bill No. 178 was made the special order for 3:30 o'clock P.M.

At 12:25 o'clock P. M.,

On motion of Mr. Eddy,
The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of the Senate amendment to

House bill, No. 519, for "An act to restore uniformity in the taxation of real and personal property for all purposes in the several counties of the State."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, viz :

House bill, No. 607, for "An act concerning the appointment and removal of city officers in all cities in this State having more than one hundred thousand inhabitants, conferring additional powers and duties upon the mayors of such cities, and concerning appropriation bills or ordinances that may be passed in such cities."

House bill, No. 612, for "An act to authorize the transfer of the boys in the Chicago Reform School to the State Reform School at Pontiac, and to provide for defraying the expenses of such transfer."

In the passage of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of the following resolution, to-wit :

WHEREAS, the mileage and allowance in lieu of stationery, postage, etc., provided in the Constitution as well as in the act approved January 19, 1871, is due to each member of the General Assembly for each session ; therefore, be it

Resolved by the Senate, the House of Representatives concurring herein, That the members of the two houses elected to fill the vacancies which have occurred in the 27th General Assembly, are each entitled to the usual mileage and allowance of fifty dollars, in lieu of stationery, postage, etc., for this session.

The special order, being the consideration of

Senate bill, No. 347, for "An act to fix the pay of members of the General Assembly after its first session under the present constitution,"

Was then taken up.

Pending the consideration of the amendment to the bill, offered by Mr. Whiting,

On motion of Mr. Hampton,

A call of the Senate was ordered, when

The following Senators (29) answered to their names:

Messrs. Allen,
Boyd,
Carter,
Daggett,

Messrs. Dore,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Hampton,
Holcomb,
Hunter,

Messrs. Kerr,
Landrigan,
Lanning,
Little,
Marsh,
Nicholson,

Messrs. Pierce,
Reddick,
Senter,
Starne,
Strevell,
Van Dorston,

Messrs. Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams.

On motion of Mr. Little,
Further proceedings under the call were dispensed with.

The question then being on the adoption of the following amendment, offered by Mr. Whiting:

Add to section 1: "*Provided*, that members of the General Assembly shall receive pay only for the number of days actually attended at the capital,"

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 8
Nays 25

Those voting in the affirmative are,

Mr. Flagg,

Mr. Strevell,

Mr. Whiting.

Those voting in the negative are,

Messrs. Allen,
Boyd,
Carter,
Daggett,
Dore,
Early,
Eddy,
Edsall,
Hampton,

Messrs. Holcomb,
Hunter,
Kerr,
Landrigan,
Lanning,
Little,
Marsh,
Nicholson,

Messrs. Pierce,
Reddick,
Senter,
Van Dorston,
Vaughan,
Washburn,
Wilkinson,
Williams.

So the amendment was not adopted.

The bill (S. B. 347) was then ordered engrossed and printed for a third reading.

On motion of Mr. Pierce,

House bill, No. 586, for "An act to make appropriations to pay certain expenses of the State government for which no appropriation has heretofore been made,"

Was taken up and made the special order for Thursday, Dec. 21, at 11 o'clock A. M.

On motion of Mr. Nicholson,

By unanimous consent, the vote whereby Senate bill, No. 340, for "An act in regard to roads and bridges," was made the special order for January 10, at 3 o'clock P. M., was reconsidered, and the bill

Placed on file for a second reading.

The special order, which was the consideration of Senate bill No. 178, was then taken up.

Senate bill, No. 178, for "An act to provide for the incorporation of cities and villages,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 85
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Boyd,
Bush,
Carter,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Hampton,
Holcomb,
Hunter,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Flagg, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly engrossed:

Senate bill, No. 274, for "An act to enable certain villages in this State, having commons derived from foreign grants, to sell and convey the same, and to protect the rights of the inhabitants of such villages in said lands and the proceeds thereof."

At 5:10 o'clock P. M.,

On motion of Mr. Landrigan,

The Senate adjourned until 10 o'clock to-morrow morning.

THURSDAY, DECEMBER 21, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Heilman.

The journal of yesterday was being read, when,

On motion of Mr. Jackson,

The further reading of the same was dispensed with.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 27, for "An act to prevent male animals from running at large, and for their restraint."

In the passage of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of bills of the following titles, with amendments thereto:

Senate bill, No. 76, for "An act to prohibit stock animals from running at large in this State."

Senate bill, No. 295, for "An act to establish the salary of the Lieutenant-Governor."

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of bills of the following titles, to-wit:

Senate bill, No. 17, for "An act to regulate the manner of applying for reprieves, commutations and pardons."

Senate bill, No. 41, for "An act to repeal an act to amend 'an act to levy and make certain improvements on the Wabash river and its tributaries,' approved February 16th, 1865, and the same approved March 7th, 1867."

Senate bill, No. 42, for "An act to repeal an act entitled 'an act to consolidate certain townships for school purposes, in the county of Cook,' approved March 29, 1869, and for the equitable division of the school funds and property of said townships."

Senate bill, No. 182, for "An act to authorize and empower the copying of the original field notes of the United States surveys of the State of Illinois transferred from the Surveyor General's office to the State, under an act of Congress of the United States, and to make an appropriation for the payment of the expenses thereof."

Mr. Jackson moved to dispense with the call of the Senate; which motion was lost.

The roll of the Senate was then called, when

The following Senators (38) answered to their names:

Messrs. Alexander,	Messrs. Harlan,	Messrs. Richardson,
Bowman,	Holcomb,	Senter,
Boyd,	Hunter,	Solomon,
Bush,	Jackson,	Starnes,
Carter,	Kerr,	Strevel,
Daggett,	Landrigan,	Underwood,
Donahue,	Langley,	Van Dorston,
Dore,	Lanning,	Vaughan,
Early,	Little,	Washburn,
Eddy,	Marsh,	Whiting,
Edsall,	Nicholson,	Williams,
Flagg,	Pierce,	Woodard.
Hampton,	Reddick,	

Mr. Jackson, by unanimous consent, introduced Senate bill, No. 361, for "An act to provide for the registration of drainage and levee bonds, and secure the payment of the same."

Which was read at large a first time, and

Referred to the committee on agriculture and drainage.

Mr. Dore introduced

Senate bill, No. 362, for "An act to require passengers on horse railroads to pay fare."

Which was read at large a first time, and

Referred to the committee on railroads and warehouses.

Mr. Little called up the House message on Senate bill, No. 295, for "An act to establish the salary of the Lieutenant Governor."

The question being, "Will the Senate concur in the adoption of the following amendment of the House of Representatives?"

Those voting in the affirmative are,

Messrs. Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorstom,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Senate bill, No. 847, for "An act to fix the pay of members of the General Assembly after its first session under the present constitution."

The special order, for the consideration of House bill No. 586, was then taken up.

Mr. Dore moved to postpone the consideration of House bill No. 586 until the 6th day of January, 1872, at 11 o'clock A. M.; which motion was lost.

The question then being on receding from the amendments adopted by the Senate,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 14
Nays..... 25

Those voting in the affirmative are,

Messrs. Alexander,
Boyd,
Dore,
Early,
Edsall,

Messrs. Flagg,
Jackson,
Langley,
Marsh,
Reddick,

Messrs. Underwood,
Van Dorston,
Voris,
Whiting.

Those voting in the negative are,

Messrs. Allen,
Bowman,
Bush,
Carter,
Daggett,
Donahue,
Hampton,
Harlan,
Holcomb,

Messrs. Kerr,
Landrigan,
Lanning,
Little,
Nicholson,
Pierce,
Richardson,
Senter,

Messrs. Solomon,
Starne,
Strevell,
Vaughan,
Washburn,
Wilkinson,
Williams,
Woodard.

So the Senate refused to recede from their amendments.

Senate bill, No. 349, for "An act to divide the counties of the State into three classes, and to reduce the fees and compensation of clerks of circuit courts, who are ex-officio recorders of deeds, and who were in office at the time of the adoption of the constitution of 1870, in counties of the third class, and to fix a penalty for receiving illegal fees, and to fix the compensation of all county officers now in office,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....37
Nays..... 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bowman,
Boyd,
Bush,
Carter,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Kerr,
Langley,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Starne,
Underwood,
Van Dorston,
Vaughan,
Whiting,
Wilkinson,
Williams,
Woodard.

The bill containing an emergency clause, and having received a two-thirds vote, was declared passed.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Daggett offered the following resolution :

Resolved, That the Governor be requested to furnish, for the use of the Senate, a statement of the expenditures in constructing the dam and lock, and other improvements, on the Illinois river, with the present condition and progress of those improvements, and the effect upon the navigation of that stream; also, a report upon the affairs of the Illinois and Michigan Canal, the cost of its maintenance, revenues, etc., for the current year.

The rules were suspended and the resolution adopted.

Mr. Flagg, from the joint committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly enrolled, to-wit:

Senate bill, No. 295, for "An act to establish the salary of the Lieutenant Governor."

Mr. Flagg, from the joint committee on enrolled bills, reported that they had, on the 21st day of December, 1871, laid before the Governor, for his approval, a bill of the following title, to-wit:

Senate bill, No. 295, for "An act to establish the salary of the Lieutenant Governor."

Mr. Flagg, from the committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly engrossed, to-wit:

Senate bill, No. 165, for "An act in regard to contracts."

Senate bill, No. 321, for "An act in regard to the State Reform School for juvenile offenders."

Mr. Early called up Senate bill No. 120, and, from the committee on insurance, reported amendments to the same, and recommended the adoption thereof.

On motion of Mr. Underwood,

The bill was laid on the table, and 250 copies of the amendment ordered printed.

Leave of absence was granted Mr. Whiting until the 10th day of January, 1872.

Leave of absence was granted Mr. Edsall until the 5th day of January, 1872.

Mr. Holcomb, from the committee on reformatory institutions, to which was referred Senate bill, No. 341, for "An act to make an appropriation to pay the debts of the State Reform School," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Referred to the committee on finance.

On motion of Mr. Harlan,

House bill, No. 400, for "An act to provide for the incorporation of associations that may be organized for the purpose of constructing railways, maintaining and operating the same, for prescribing and defining the duties and limiting the powers of such corporations when so organized,"

Was taken up, read at large a second time, and,

On motion of Mr. Harlan,

Referred to the committee on railroads and warehouses.

On motion of Mr. Van Dorston,

House bill, No. 580, for "An act to fix the time of holding the circuit court in the several counties composing the second judicial circuit,"

Was taken up, read at large a second time, and

Ordered to a third reading.

House bill, No. 388, for "An act explaining an act entitled 'an act to change the county line between Perry and Franklin counties,' approved February 6, A. D. 1835,"

Was taken up, read at large a first time, and

Ordered to a second reading and referred to a special committee, consisting of Messrs. Alexander, Van Dorston and Washburn.

On motion of Mr. Solomon,

Senate bill, No. 360, for "An act giving county boards control of county convicts, and to provide work houses, and for the employment of such convicts,"

Was taken up, read at large a second time, and

Referred to the committee on counties and township organization.

At 12 o'clock M.,

On motion of Mr. Hampton,

The Senate adjourned until 10 o'clock A. M. to-morrow.

FRIDAY, DECEMBER 22, 1871.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Heilman.

The journal of yesterday was read by the Secretary and approved.

On motion of Mr. Starne,

The roll-call was dispensed with.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed a bill of the following title, viz :

Senate bill, No. 295, for "An act to establish the salary of the Lieutenant Governor."

At 10:13 o'clock A. M.,

On motion of Mr. Starne,

The Senate adjourned.

WEDNESDAY, JANUARY 3, 1872.

Senate met, pursuant to adjournment.

Mr. Fuller, President *pro tempore*, in the chair.

Prayer by the Rev. Mr. Hale.

On motion of Mr. Harlan,
The roll-call was dispensed with.

At 9:07 o'clock A. M.,

On motion of Mr. Starne,
The Senate adjourned until 2 o'clock P. M.

TWO O'CLOCK, P. M.

Senate met, pursuant to adjournment.

Mr. Fuller presiding.

The journal of Friday, December 22, 1871, was read by the Secretary, and approved.

The roll of the Senate was then called, when

The following Senators (17) answered to their names:

Messrs. Anderson,
Bishop,
Bowman,
Boyd,
Carter,
Edsall,

Messrs. Fuller,
Hampton,
Harlan,
Nicholson,
Pierce,
Senter,

Messrs. Solomon,
Starne,
Strevell,
Vaughan,
Williams.

Senate bill, No. 229, for "An act to increase the jurisdiction of county courts,"

Was taken up, read at large a second time, and
Referred to the committee on judiciary.

Senate bill, No. 337, for "An act in regard to the administration of estates,"

Was taken up, read at large a second time, and
Laid upon the table.

Senate bill, No. 340, for "An act in regard to roads and bridges,"

Was taken up, read at large a second time, and
Referred to the committee on roads and highways.

On motion of Mr. Strevell,

Indefinite leave of absence was granted Mr. Little, on account of sickness.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 592, for "An act to fix the times of holding the circuit court in the several counties composing the 3d judicial district,"

In the passage of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay :

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of bills of the following titles, to-wit :

Senate bill, No. 187, for "An act to repeal 'an act to vacate the town plat of the town of Cummington, in Macoupin county, Illinois.' "

Senate bill, No. 203, for "An act providing for the payment of the school tax fund orders, and the school fund interest orders."

Senate bill, No. 262, for "An act to appropriate moneys in aid of the State Board of Agriculture, and of the county agricultural boards."

Senate bill, No. 316, for "An act to attach Mercer county to the sixth judicial circuit, and to provide for the time of holding court in said county."

Senate bill, No. 359, for "An act to fix the compensation of certain officers in the several counties of this State,"

Was taken up, read at large a second time, and

Laid on the table and 250 copies ordered printed.

House bill, No. 607, for "An act concerning the appointment and removal of city officers in all cities in this State having more than one hundred thousand inhabitants, conferring additional powers and duties upon the mayors of such cities, and concerning appropriation bills or ordinances that may be passed in such cities,"

Was taken up, read at large a first time, and

Ordered to a second reading, and

Referred to the committee on judiciary.

House bill, No. 625, for "An act to apportion the State of Illinois into senatorial districts,"

Was taken up, read at large a first time, and

Ordered to a second reading.

House bill, No. 27, for "An act to prevent male animals running at large, and for their restraint,"

Was taken up, read at large a first time, and

Ordered to a second reading, and

Referred to the committee on agriculture and drainage.

House bill, No. 598, for "An act to establish registration in cities, towns and villages of five thousand inhabitants and upwards, and in townships and election precincts in which there is any portion of any such city, town or village, and in counties having one hundred thousand inhabitants and upwards, and to punish any person for the violation of the same,"

Was taken up, read at large a first time, and

Ordered to a second reading.

House bill, No. 602, for "An act to prevent the unjust collection, by incorporated cities and towns, of taxes levied upon property destroyed by fire, and to authorize the common council of such cities or board of trustees of such towns to change or amend appropriation bills, to

pass new appropriation bills, to reduce taxes and special assessments in certain cases, and to discontinue special improvements."

Was taken up, read at large a first time, and

Ordered to a second reading, and

Referred to the committee on judiciary.

House bill, No. 612, for "An act to authorize the transfer of the boys in the Chicago Reform School to the State Reform School at Pontiac, and to provide for defraying the expenses of such transfer,"

Was taken up, read at large a first time, and

Ordered to a second reading, and

Referred to the committee on reformatory institutions.

House bill, No. 249, for "An act in regard to attachments before justices of the peace,"

Was taken up, read at large a second time, and

Referred to the committee on judiciary.

House bill, No. 223, for, "An act to amend section 4, of chapter 80, of the Revised Statutes of 1845, entitled 'Paupers,'"

Was taken up, read at large a second time, and,

On motion,

Made the special order for January 4th, 1872, at 2 o'clock P. M.

House bill, No. 316, for "An act to provide for referees in common law causes,"

Was taken up, read at large a second time, and

Ordered to a third reading.

House bill, No. 248, for "An act in regard to garnishment,"

Was taken up, and,

On motion of Mr. Fuller,

Made the special order for January 4, 1872, at 3 o'clock P. M.

Mr. Pierce introduced

Senate bill, No. 364, for "An act making an appropriation for the payment of certain contingent expenses of the General Assembly, heretofore unprovided for."

Which was read at large a first time, and

Ordered to a second reading.

On motion of Mr. Edsall,

Senate bill No. 31 was taken up, and made the special order for January 4, 1872, at 10:30 o'clock A. M.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of the following resolution, to-wit:

WHEREAS the prosperity of the State of Illinois is to be measured by the value of its products at the seaboard; and whereas if the cost of transport of the cereals to tide-water should be reduced ten cents per bushel, our products would command the markets of all Western Europe; and whereas a movement has been recently inaugurated by the National Board of Trade at St. Louis, seconded by a commercial convention at Detroit, with a view of urging upon Congress the necessity of the construction of a ship canal at Niagara, N. Y., connecting Lake Erie with Lake Ontario; therefore,

Resolved by the Senate, the House concurring herein, That in the judgment of this General Assembly, the question of cheap transportation is the question of first importance to all our producers.

Resolved, That our members of Congress are hereby earnestly requested to favor such appropriations for the construction of said canal as shall secure its immediate commencement and early completion.

Resolved, That the Secretary of State is hereby requested to transmit a copy of the foregoing resolutions to the President of the United States, President of the Senate, Speaker of the House of Representatives, and to each member of Congress from the State of Illinois.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives insists upon its disagreement to concur with them in their amendments to a bill of the following title, viz:

House bill, No. 586, for "An act to make appropriations to pay certain expenses of the State government for which no appropriation has heretofore been made."

Mr. Bishop, from the committee on judiciary, to which was referred Senate bill, No. 63, for "An act to extend the jurisdiction of county courts," reported the same back and recommended that it be laid upon the table.

The report of the committee was concurred in, and the bill Ordered to lie upon the table.

At 4 o'clock P. M.,

On motion of Mr. Harlan,

The Senate adjourned until 10 o'clock to-morrow morning.

THURSDAY, JANUARY 4, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Hale.

The roll of the Senate was then called, when

The following Senators (37) answered to their names:

Messrs. Alexander,
Anderson,
Bishop,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Edsall,

Messrs. Fuller,
Hampton,
Harlan,
Kerr,
Landrigan,
Langley,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Williams.

On motion of Mr. Starne,
Leave of absence was granted Mr. Bush until Monday next.

On motion of Mr. Eddy,
Leave of absence was granted Mr. Marsh until Monday next.

On motion of Mr. Edsall,
Leave of absence was granted Mr. Crawford indefinitely.

On motion of Mr. Bishop,
Leave of absence was granted Mr. Washburn indefinitely.

The journal of yesterday was being read, when,

On motion of Mr. Langley,
The further reading of the same was dispensed with.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly enrolled, to-wit:

Senate bill, No. 17, for "An act to regulate the manner of applying for reprieves, commutations and pardons."

Senate bill, No. 41, for "An act to repeal an act to amend 'an act to levy and make certain improvements on the Wabash river and its tributaries,' approved February 16th, 1865, and the same approved March 7th, 1867."

Senate bill, No. 42, for "An act to repeal an act entitled 'an act to consolidate certain townships for school purposes, in the county of Cook,' approved March 29, 1869, and for the equitable division of the school funds and property of said townships."

Senate bill, No. 182, for "An act to authorize and empower the copying of the original field notes of the United States surveys of the State of Illinois transferred from the Surveyor General's office to the State, under an act of Congress of the United States, and to make an appropriation for the payment of the expenses thereof."

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred Senate bill, No. 76, for "An act to prohibit stock animals from running at large in this State," reported the same back, with the House amendments, and recommended that the Senate do not concur with the House in the adoption of their amendments.

The report of the committee was concurred in, and the amendments of the House were not concurred in by the Senate.

Mr. Richardson introduced

Senate bill, No. 365, for "An act to amend section five, of an act entitled 'an act to amend chapter twenty-four, of the Revised Statutes, entitled 'Conveyances,' approved February 15, 1871.'"

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on judiciary.

Mr. Carter introduced

Senate bill, No. 366, for "An act increasing the number of masters in chancery in certain counties."

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on judiciary.

Senate bill, No. 285, for "An act in relation to bridges across rivers on the borders of this State,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 28
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Andersen,
Bishop,
Bowman,
Boyd,
Carter,
Dore,
Early,
Eddy,
Edsall,

Messrs. Fuller,
Hampton,
Harlan,
Jewett,
Kerr,
Landrigan,
Langley,
McNulta,
Nicholson,

Messrs. Pierce,
Richardson,
Senter,
Solomon,
Starne,
Underwood,
Van Dorston,
Voris,
Williams.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 274, for "An act to enable certain villages in this State having commons, derived from foreign grants, to sell and convey the same, and to protect the rights of the inhabitants of such villages in said lands and the proceeds thereof,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 31
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Bishop,
Bowman,
Boyd,
Carter,
Donahue,
Dore,
Early,
Eddy,
Edsall,

Messrs. Fuller,
Hampton,
Harlan,
Jewett,
Kerr,
Landrigan,
Langley,
McNulta,
Nicholson,
Pierce,

Messrs. Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Whiting.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

A message from the House of Representatives, by Mr. Johnson.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

Resolved by the House of Representatives, the Senate concurring herein, That the Governor be and he is hereby requested to invite the Grand Duke Alexis of Russia to visit the capitol of the State of Illinois during the session of the General Assembly, and to extend to him the hospitalities of the State of Illinois.

Resolved, further, That a joint committee of five on the part of the House and four on the part of the Senate be appointed to co-operate with the Governor in extending to the said distinguished visitor said invitation, and to act as a joint committee of arrangements.

Resolved, That in the event of the acceptance of said invitation, the two Houses of this General Assembly will meet in joint session at such time as may be hereafter fixed, and that an address, to be prepared by a joint committee of five upon the part of the House and four on the part of the Senate, be then presented the said representative of the government of Russia, expressing the sentiments of the

people of the State of Illinois towards said government, and especially our high appreciation of the friendly conduct of Russia towards the United States during the late civil war.

In the adoption of which I am instructed to ask the concurrence of the Senate.

Mr. Strevell moved to suspend the rule, for the purpose of considering the above resolution; which motion was lost.

The hour for the special order having arrived, it was taken up for consideration, being

Senate bill, No. 31, for "An act in regard to mortgage of real and personal property."

The question being, "Will the Senate concur with the committee in their amendments to the bill?"

Mr. Hampton offered the following amendment to the report of the committee:

Amend by striking out the third amendment of the committee.

On motion of Mr. Dore,

The rules were suspended, the special order laid informally aside, and the House resolution, concerning the Grand Duke Alexis, was taken up for consideration.

Mr. Boyd moved that the resolution be referred to the committee on federal relations, with instructions to report immediately; which motion was lost.

Mr. Bishop offered the following substitute for the House resolution; which was adopted:

Strike out all after "resolved," and insert:

"That in case the Grand Duke Alexis visits the capitol of this State, that the privileges of the floor of the two houses be extended him, and the Governor of the State be requested to tender such hospitalities to him as he may deem proper, in behalf of the State."

The House resolution, as amended, was then adopted.

Mr. McNulta moved to adjourn; which motion was lost.

The report of the committee on Senate bill No. 31, as amended, was then adopted, and the amendments concurred in.

On motion of Mr. Alexander,

The vote whereby the report of the committee was adopted was reconsidered.

Mr. Van Dorston offered the following amendment:

Amend section 8, by inserting after the word "attachment," in 3d line of printed bill, the words, "if the same is liable to execution or attachment."

At 12:30 o'clock P. M.,

On motion of Mr. Hampton,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

The question being on the adoption of the amendment offered by Mr. Van Dorston to Senate bill No. 31, the amendment was adopted.

The President announced the appointment of Senator John W. McNulta on the committee on finance, in place of Senator Tincher, deceased.

Mr. McNulta offered the following amendment :

Strike out section 9, and insert: "A mortgage or trust deed may be released by an instrument in writing, executed by the mortgagee, trustee or his executor, administrator, heirs or assigns; and the release of any mortgage or trust deed by the mortgagee or grantee thereon, his assignee, grantee, administrators or heirs, shall be good and valid as to all innocent purchasers without notice, unless there shall be notice of record of the assignment, or sale of such mortgage or trust deed, or of the rights of the mortgagee or grantee therein, to the party claiming thereunder; and a record of the assignment of any mortgage or trust deed, or of any note, bond or bill, secured by any such mortgage or trust deed, shall be notice of the interests of any such assignee or purchaser, and any such release may be acknowledged or proved in the same manner as deeds for the conveyance of land; and it shall be the duty of all parties to release their several proportionate interest in any mortgage or trust deed upon the payment of their several claims; which shall not operate as a release on the residue of the mortgage."

Mr. Edsall offered the following substitute for Mr. McNulta's amendment, which substitute was adopted :

Add to section 9 the following: "Written assignments of a mortgage debt, or any part thereof, duly executed by the assignor, containing a reference to the mortgage, may be filed for record and recorded, and when so recorded shall have like effect, as a notice of the rights of the owner of the mortgage debt, as the record of other instruments in writing relating to real estate; and in case such assignment is not filed for record, bona [fide] purchasers or incumbrances, without notice of the assignment, shall be prepared to such assignee."

Mr. Vaughan offered the following amendment, which was adopted :

Amend by adding the word "written," before the word "consent," in line 4 of section 6, of the printed bill.

The report of the committee, as amended, was then adopted, and

The bill was ordered engrossed and printed for a third reading.

Mr. Eddy, from the joint committee on enrolled bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 4th day of January, 1872, laid before the Governor for his approval, viz :

Senate bill, No. 17, for "An act to regulate the manner of applying for reprieves, commutations and pardons."

Senate bill, No. 41, for "An act to repeal an act to amend 'an act to levy and make certain improvements on the Wabash river and its tributaries,' approved February 16, 1865, and the same approved March 7, 1867."

Senate bill, No. 42, for "An act to repeal an act entitled 'an act to consolidate certain townships for school purposes, in the county of Cook, approved March 29, 1869,' and for the equitable division of the school funds and property of said townships."

Senate bill, No. 182, for "An act to authorize and empower the copying of the original field notes of the United States' surveys of the State of Illinois, transferred from the Surveyor General's office to the State, under an act of Congress of the United States, and to make an appropriation for the payment of the expenses thereof."

Mr. Eddy, from the committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly enrolled, to-wit:

Senate bill, No. 187, for "An act to repeal 'an act to vacate the town plat of the town of Cummington, in Macoupin county, Illinois.' "

Senate bill, No. 203, for "An act providing for the payment of the school tax fund orders, and the school fund interest orders."

Senate bill, No. 262, for "An act to appropriate moneys in aid of the State Board of Agriculture, and of the county agricultural societies."

Senate bill, No. 316, for "An act to attach Mercer county to the sixth judicial circuit, and to provide for the time of holding courts in said county."

Mr. Eddy, from the joint committee on enrolled bills, reported that bills of the following titles had been, on the 4th day of January, 1872, laid before the Governor, for his approval:

Senate bill, No. 187, for "An act to repeal 'an act to vacate the town plat of the town of Cummington, in Macoupin county, Illinois.' "

Senate bill, No. 203, for "An act providing for the payment of the school tax fund orders, and the school fund interest orders."

Senate bill, No. 262, for "An act to appropriate moneys in aid of the State Board of Agriculture, and of the county agricultural societies."

Senate bill, No. 316, for "An act to attach Mercer county to the sixth judicial circuit, and to provide for the time of holding courts in said county."

Senate bill, No. 165, for "An act in regard to contracts,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 30
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Bishop,
Bowman,
Boyd,
Carter,
Early,
Eddy,
Edsall,
Fuller.

Messrs. Hampton,
Harlan,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Starno,
Strevel,
Underwood,
Van Dorston,
Whiting,
Williams.

Mr. Strevell offered the following amendment to the title of the bill ; which was adopted :

- Add to title : "under seal, and relating to sales of real estate and the enforcement thereof."

Ordered that the title be as amended, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Langley entered a motion to reconsider the vote whereby Senate bill No. 165 was passed.

Senate bill, No. 347, for "An act to fix the pay of members of the General Assembly after its first session under the present constitution,"

Was taken up and read at large a third time.

Mr. Whiting moved to recommit the bill to the committee on fees and salaries.

Mr. Boyd moved to lay the motion to recommit on the table.

And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas..... 3
Nays 27

Those voting in the affirmative are,

Mr. Alexander,

Mr. Boyd,

Mr. Jackson,

Those voting in the negative are,

Messrs. Anderson,
Bowman,
Carter,
Dore,
Early,
Eddy,
Edsall,
Fuller,
Hampton,

Messrs. Harlan,
Jewett,
Kerr,
Landrigan,
Langley,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Whiting,
Williams.

So the Senate refused to lay the motion to recommit on the table.

The question then being, "Shall the bill be recommitted?"

And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas..... 12
Nays..... 18

Those voting in the affirmative are,

Messrs. Anderson,
Bowman,
Early,
Edsall,

Messrs. Hampton,
Jackson,
Pierce,
Reddick,

Messrs. Senter,
Strevell,
Underwood,
Whiting.

Those voting in the negative are,

Messrs. Alexander,
Boyd,
Carter,
Dore,
Eddy,
Fuller,

Messrs. Harlan,
Jewett,
Kerr,
Landrigan,
Langley,
McNulta,

Messrs. Nicholson,
Richardson,
Solomon,
Van Dorston,
Vaughan,
Williams.

So the bill was not recommitted.

Mr. Alexander moved to refer the bill to the committee on the judiciary.

On motion of Mr. Harlan,
The previous question was ordered.

The question being, "Shall the bill be referred?" it was decided in the affirmative.

At 5:45 o'clock P. M.,

On motion of Mr. Boyd,
The Senate adjourned until 10 o'clock to-morrow morning.

FRIDAY, JANUARY 5, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Rutledge.

The journal of yesterday was being read, when,

On motion of Mr. Nicholson,
The further reading of the same was dispensed with.

On motion of Mr. Langley,
Leave of absence was granted Mr. Bowman until to-morrow.

On motion of Mr. Starne,
Leave of absence was granted Mr. Voris until to-morrow.

On motion of Mr. Dore,
Leave of absence was granted Mr. Woodard until to-morrow.

The roll of the Senate was then called, when

The following Senators (41) answered to their names:

Messrs. Alexander,
Anderson,
Bishop,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Harlan,
Holcomb,
Jewett,
Kerr,
Landrigan,
Langley,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

The President announced the appointment of Senator J. N. Jewett as a member of the committee on railroads and warehouses, in place of Senator Tincher, deceased.

On motion of Mr. Kerr,

The rules were suspended, and the House resolution, concerning the establishing of an additional district of United States Court in this State, was taken up and concurred in by the Senate.

Mr. Jewett presented a petition concerning masters in chancery ; which was

Referred to the committee on judiciary.

On motion of Mr. Early,

Senate bill, No. 120, for "An act to incorporate and govern fire, marine, inland navigation and life insurance companies doing business in the State of Illinois," with amendments,

Was made the special order for 3 o'clock P. M., to-day.

On motion of Mr. Hampton,

House bill, No. 155, for "An act to provide for the appointment of guardians of habitual drunkards, and prescribing the duties of such guardians,"

Was ordered printed.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 338, for "An act to provide for the restoration of court records, which have been lost or destroyed," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered engrossed and printed for a third reading.

On motion of Mr. Edsall,

Senate bill, No. 99, for "An act concerning conveyances,"

Was taken from the table, and

Placed on file for a second reading.

On motion of Mr. Fuller,

Senate bill, No. 327, for "An act to prevent collisions on railroads in the State of Illinois,"

Was taken from the table, and

Referred to the committee on railroads and warehouses.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 347, for "An act to fix the pay of members of the General Assembly after its first session under the present constitution," reported the same back, with an amendment.

Mr. Whiting offered the following amendment to the amendment of the committee; which was lost:

Amend by adding: "*Provided*, members shall receive pay only for the actual attendance upon their duties at the capitol, or upon any of the committees of either body."

The report of the committee was concurred in, and the bill

Ordered engrossed and printed for a third reading.

Mr. Holcomb, from the committee on reformatory institutions, to which was referred House bill, No. 612, for "An act to authorize the transfer of the boys in the Chicago Reform School to the State Reform School at Pontiac, and to provide for defraying the expenses of such transfer," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Read at large a second time, and ordered to be printed for a third reading.

Mr. Carter introduced

Senate bill, No. 367, for "An act to punish embezzlement by agents and bailees."

Which was read at large a first time, and
Ordered to a second reading.

Mr. Jewett introduced

Senate bill, No. 368, for "An act relating to savings banks and institutions for savings."

Which was read at large a first time, and
Ordered to a second reading.

Mr. Jewett introduced

Senate bill, No. 369, for "An act relative to the appointment of masters in chancery."

Which was read at large a first time, and
Referred to the committee on judiciary.

Mr. Reddick introduced

Senate bill, No. 370, for "An act relating to fences along streams."

Which was read at large a first time, and
Ordered to a second reading, and
Referred to the committee on roads and highways.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

WHEREAS, for many years, there has been an increasing conviction among the people, without distinction of party, that one wielding the vast patronage of the President of the United States, should not be a candidate for re-election; and this conviction has found expression in the solemn warnings of illustrious citizens and statesmen, and in repeated propositions for an amendment of the constitution, limiting the eligibility of the President to one term; therefore, be it

Resolved by the House of Representatives, the Senate concurring herein, That our Senators in Congress be instructed and our Representatives requested to favor, by their influence and votes, the immediate submission to the States, for their ratification, of the proposed amendment to the Constitution of the United States, now pending in Congress, which provides that "no person, who has once held the office of President of the United States, shall be thereafter eligible to that office."

Resolved, That the Governor furnish to each of our Senators and Representatives in Congress, as soon as practicable, a copy of this resolution.

In the adoption of which I am instructed to ask the concurrence of the Senate.

Senate bill, No. 321, for "An act in regard to the State Reform School for juvenile offenders,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 81
Nays 8

Those voting in the affirmative are,

Messrs. Alexander,
Carter,
Donahue,
Dore,
Early,
Eddy,

Messrs. Edsall,
Flagg,
Fuller,
Hampton,
Holcomb,
Jackson,

Messrs. Jewett,
Kerr,
Landrigan,
Langley,
Marsh,
McNulta,

Messrs. Nicholson,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Solomon,
Strevel,
Underwood,
Van Dorston,

Messrs. Washburn,
Whiting,
Wilkinson,
Williams.

Those voting in the negative are,

Mr. Anderson,

Mr. Starne,

Mr. Vaughan.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Leave of absence was granted Mr. Alexander until Monday next.

Senate bill, No. 307, for "An act to fix the salaries of Governor, Lieutenant-Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Superintendent of Public Instruction, Attorney General and Adjutant General,"

Was taken up, read at large a third time, and,

On motion of Mr. Fuller,

Recommitted to the committee on judiciary.

At 12:28 o'clock P. M.,

On motion of Mr. Fuller,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

The pending question being special order on Senate bill No. 120,

On motion of Mr. Boyd,

The special order was postponed fifteen minutes.

On motion of Mr. Marsh,

A call of the Senate was ordered, when

The following Senators (84) answered to their names:

Messrs. Anderson,
Boyd,
Carter,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Fuller,
Hampton,
Harlan,
Holcomb,

Messrs. Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starne,
Strevel,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams.

On motion of Mr. Underwood,

Further proceedings under the call were dispensed with.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of the Senate amendment to the following resolution, to-wit:

**Messrs. Senter,
Solomon,
Starne,
Strevel,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams.**

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

A message from the House of Representatives, by Mr. Magie.

Mr. President: I am directed by the House of Representatives to request of the Senate that they return to the House, a bill of the following title, viz:

House bill, No. 607, for "An act concerning the appointment and removal of city officers in all cities in this State, conferring additional powers and duties upon the mayors of such cities, and concerning appropriation bills or ordinances that may be passed in such cities."

In accordance with the request of the House,

On motion of Mr. Boyd,

The vote whereby House bill No. 607 was referred to the judiciary committee, was reconsidered.

On motion of Mr. Boyd,

The vote ordering House bill No. 607 to a second reading, was reconsidered.

On motion of Mr. Fuller,

The Secretary was ordered to return the bill to the House of Representatives, as requested.

The consideration of Senate bill, No. 120, for "An act to incorporate and to govern fire, marine, inland navigation and life insurance companies doing business in the State of Illinois," was then resumed.

The question being on the adoption of the amendment reported from the committee on insurance,

On motion of Mr. Dore,

The report was divided, and it was ordered that each amendment be considered separately.

On motion of Mr. Edsall,

A call of the Senate was ordered, when

The following Senators (31) answered to their names:

Messrs. Anderson,	Messrs. Holcomb,	Messrs. Senter,
Boyd,	Jackson,	Solomon,
Carter,	Jewett,	Starno,
Dore,	Kerr,	Underwood,
Early,	Landrigan,	Van Dorston,
Eddy,	Langley,	Vaughan,
Edsall,	Marsh,	Washburn,
Flagg,	Nicholson,	Whiting,
Fuller,	Pierce,	Wilkinson,
Hampton,	Richardson,	Williams.
Harlan,		

Mr. Edsall moved to dispense with further proceedings under the call; which motion was lost.

Mr. Dore moved to adjourn.

And the yeas and nays being demanded,

It was decided in the negative, as follows: $\left\{ \begin{array}{l} \text{Yeas} \dots\dots\dots 1 \\ \text{Nays} \dots\dots\dots 28 \end{array} \right.$

Mr. Dore voted in the affirmative.

Those voting in the negative are,

Messrs. Anderson,
Boyd,
Carter,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Hampton,
Harlan,

Messrs. Holcomb,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Nicholson,
Pierce,
Richardson,

Messrs. Senter,
Solomon,
Starne,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Wilkinson,
Williams.

So the Senate refused to adjourn.

Mr. Edsall moved to dispense with further proceedings under the call.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 15
Nays..... 14

Those voting in the affirmative are,

Messrs. Carter,
Dore,
Eddy,
Edsall,
Harlan,

Messrs. Jewett,
Kerr,
Pierce,
Richardson,
Senter,

Messrs. Van Dorston,
Vaughan,
Whiting,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Boyd,
Early,
Flagg,
Fuller,
Hampton,

Messrs. Holcomb,
Jackson,
Landrigan,
Langley,
Marsh,

Messrs. Nicholson,
Starne,
Underwood,
Washburn.

So further proceedings under the call were dispensed with.

Mr. Kerr moved to adjourn.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 12
Nays..... 14

Those voting in the affirmative are,

Messrs. Carter,
Eddy,
Jewett,
Kerr,

Messrs. Nicholson,
Richardson,
Senter,
Solomon,

Messrs. Van Dorston,
Vaughan,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Boyd,
Early,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Holcomb,
Jackson,
Landrigan,
Langley,

Messrs. Marsh,
Starne,
Underwood,
Washburn.

So the Senate refused to adjourn.

On motion of Mr. Holcomb,

Senate bill No. 120 was made the special order for to-morrow, at 10 o'clock A. M.

At 4 o'clock P. M.,

On motion of Mr. Solomon,

The Senate adjourned until 10 o'clock to-morrow morning.

SATURDAY, JANUARY 6, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Carnahan.

The journal of Saturday was being read, when,

On motion of Mr. Early,

The further reading of the same was dispensed with.

On motion of Mr. Langley,

Leave of absence was granted to Mr. Jewett for the day.

The roll of the Senate was then called, when

The following Senators (41) answered to their names:

Messrs. Alexander,
Anderson,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Doro,
Early,
Eddy,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Harian,
Holcomb,
Jackson,
Jewett,
Kerr,
Langley,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starno,
Strevel,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

By unanimous consent,

On motion of Mr. Nicholson,

The vote whereby the report of the committee of agriculture and drainage on Senate bill, No. 76, for "An act to prohibit domestic animals from running at large in this State," was concurred in, was reconsidered.

Mr. Nicholson offered the following resolution, which was adopted under suspension of the rules:

Resolved, That the House of Representatives be respectfully requested to return to the Senate, Senate bill, No. 76, for "An act to prohibit domestic animals from running at large in this State."

By unanimous consent,

Mr. Langley withdrew his motion entered to reconsider the vote whereby Senate bill, No. 165, for "An act in regard to contracts under seal, and relating to sales of real estate and the enforcement thereof," was passed.

The special order was postponed ten minutes, and, by unanimous consent,

Mr. Kerr introduced

Senate bill, No. 371, for "An act to amend the law in respect to injuries to the person."

Which was read at large a first time.

Mr. Kerr moved that the bill be ordered to a second reading, and 240 be ordered printed.

Mr. Boyd moved to refer the bill to committee on judiciary; which was decided in the affirmative.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed bills of the following titles, viz :

Senate bill, No. 316, for "An act to attach Mercer county to the sixth judicial circuit, and to provide for the time of holding court in said county."

House bill, No. 150, for "An act in regard to attachments in courts of record."

Senate bill, No. 41, for "An act to repeal an act to amend 'an act to levy and make certain improvements on the Wabash river and its tributaries,' approved February 16th, 1865, and the same approved March 7th, 1867."

Senate bill, No. 187, for "An act to repeal 'an act to vacate the town plat of the town of Cummington, in Macoupin county, Illinois.'"

Senate bill, No. 42, for "An act to repeal an act entitled 'an act to consolidate certain townships for school purposes, in the county of Cook,' approved March 29, 1869, and for the equitable division of the school funds and property of said townships."

Senate bill, No. 203, for "An act providing for the payment of the school tax fund orders, and the school fund interest orders."

Senate bill, No. 262, for "An act to appropriate moneys in aid of the State Board of Agriculture and of the County Agricultural Boards."

House bill, No. 519, for "An act to restore uniformity in the taxation of real and personal property for all purposes in the several counties and cities of this State."

The special order, being Senate bill, No. 120, for "An act to incorporate and to govern fire and marine inland navigation, and life insurance companies doing business in the State of Illinois," and amendments, was taken up.

The question being on the adoption of the first amendment, as proposed by the committee, to-wit:

Amend section 1, by striking out all after the word "company" in the third line thereof, and substituting the following: "To make insurance on dwelling houses, stores, buildings, and upon household furniture, goods and other property, against loss or damage by fire; and any such company incorporated under the provisions of this act, which in the declaration and charter provided to be filed, shall express an intention to make insurance against loss or damage by the risks of fire, marine and inland navigation and transportation, shall have power to make insurance on vessels, boats, cargoes, goods, merchandise, freights and other property, against loss and damage by all or any of the risks appertaining thereto."

The amendment was adopted.

The second amendment of the committee was then taken up for consideration, to-wit:

Amend section 6, by striking out the words "capital and the," and the words "accumulated in the course of its business," in the second line thereof. Also, by striking out the words "bonds and," in the third line. Also, amend section 6, by inserting the word "may," before the word "change," in the sixth line, and by striking out all after the word "require," in the seventh line thereof.

Mr. Holcomb offered the following amendment to the second amendment of the committee; which was adopted:

Amend report of committee by striking out of the proposed amendment to section six, the words, "and by striking out all after the words require in the seventh line thereof."

The amendment of the committee, as amended, was then adopted.

The third amendment as proposed by the committee was then adopted, being as follows:

Amend section 8, by inserting after the word "treasurer," in line ten, the words "in bonds of the United States or of this State." Also, amend by adding at the end of section 8, the following: "Any joint stock company heretofore organized pursuant to law, for the purposes hereinbefore provided, shall be required to make a deposit with the State Treasurer of the same amount and kind as is required by this section of companies organized under this act."

The fourth amendment as proposed by the committee was then adopted, being as follows:

Amend section 38, by striking out the word "and," in the first line, and inserting therefor the word "whether," and by inserting the words "in this State or," after the word "incorporated," in the same line. Also, strike out the word "approved," in line three of same section. Also, amend section 38, by adding at the end thereof the words "to be deposited by companies that organize under this act."

The fifth amendment as proposed by the committee was then adopted, being as follows:

Amend section 46, by striking out the word "life," in the first line thereof.

The sixth amendment as proposed by the committee was then adopted, being as follows:

Amend by striking out all of section 65, and substitute therefor the following: "The present Auditor of Public Accounts shall be insurance commissioner during his present term of office. His compensation for all services as commissioner, and the disposition of all fees received by him from insurance companies, shall be as now provided by law; and when the insurance commissioner is appointed and qualified, the books, papers and all other articles belonging to and used in the insurance department of the Auditor's office, shall be delivered to said commissioner."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 334, for "An act to provide and furnish suitable rooms for the supreme court in the central grand division of this State, and to make an appropriation therefor."

Mr. Holcomb, from committee on insurance, reported certain amendments to Senate bill, No. 120; which amendments were adopted.

Mr. Boyd offered the following amendment to the bill:

Amend line 1, section 60, by striking out "five" and inserting "two."

Mr. Eddy offered the following amendment to the amendment:

Amend the amendment by striking out "two thousand" and inserting "three thousand."

On motion of Mr. Donahue,

Debate was ordered closed on the pending amendment.

And the question being on the adoption of the amendment to the amendment,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 16
Nays..... 21

Those voting in the affirmative are,

Messrs. Alexander,
Carter,
Daggett,
Dore,
Early,
Eddy,

Messrs. Edsall,
Flagg,
Holcomb,
Marsh,
Pierce,

Messrs. Reddick,
Strevell,
Van Dorston,
Vaughan,
Wilkinson.

Those voting in the negative are,

Messrs. Anderson,
Boyd,
Donahue,
Fuller,
Hampton,
Harlan,
Jackson,

Messrs. Kerr,
Landrigan,
Langley,
McNulta,
Nicholson,
Richardson,
Senter,

Messrs. Solomon,
Starne,
Underwood,
Voris,
Washburn,
Whiting,
Williams.

So the Senate refused to adopt the amendment to the amendment.

Mr. McNulta offered the following amendment to the amendment:

Amend the amendment by striking out "two thousand" and inserting "two thousand five hundred dollars."

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 18
Nays..... 16

Those voting in the affirmative are,

Messrs. Alexander,
Carter,
Daggett,
Dore,
Early,
Eddy,

Messrs. Edsall,
Flagg,
Fuller,
Holcomb,
Marsh,
McNulta,

Messrs. Nicholson,
Pierce,
Reddick,
Vaughan,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Anderson,
Boyd,
Hampton,
Harlan,
Jackson,
Kerr,

Messrs. Landrigan,
Langley,
Richardson,
Senter,
Solomon,

Messrs. Starne,
Van Dorston,
Voris,
Washburn,
Williams.

So the Senate adopted the amendment to the amendment.

On motion of Mr. Edsall,

Debate on the amendment as amended was closed.

The amendment as amended was then adopted.

Mr. Richardson offered the following amendment to the bill:

Amend by inserting as a separate section the following: "All companies doing a fire insurance business in this State, shall use a policy of the following form (and no other) for the insurance of private dwellings, to-wit:

"The insurance company, of, by this policy of insurance, in consideration of the receipt of dollars, do insure, and his or her or their (as the case may be) legal representatives, against loss or damage by fire, to the amount of ... dollars, for the term of, on (here describe the property insured), against all such immediate loss or damage by fire to the property specified not exceeding the sum insured, except such loss or damage shall be caused by gross negligence or willful misconduct of the assured, from the day of, eighteen hundred and, at twelve o'clock, noon, until the day of, eighteen hundred and, at twelve o'clock, noon—to be paid by said company to the assured within sixty days after notice and proof thereof, made by the assured to said company or its agent. In witness whereof the insurance company have caused these presents to be signed by their president and attested by their secretary, in the and state of, and this policy is made and accepted upon the above express conditions, but shall not be valid unless countersigned by said company's agent, at, ... president, ... secretary, countersigned at, on the day of, eighteen hundred and
....., Agent."

"And such policy shall be printed in large legible type, and no other or different conditions or contracts by fire insurance shall be entered into between any insurance company or other officer or agent thereof, doing the business of fire insurance in this State, with any person or persons who may hereafter contract fire insurance with such company for the insurance of private dwellings. The company issuing any such fire policy may cancel the same, by giving the assured or his legal representatives previous notice, in writing, and returning a ratable proportion of the premium. No transfer or assignment of any such policy shall be valid without the written consent of the company issuing it; and in case of the sale, transfer or change of title of the property insured, the policy shall be void, unless the consent of such company to said sale, transfer or change of title shall be indorsed on such policy."

Mr. Fuller offered the following amendment to the amendment:

Amend by adding: "*Provided, however,* that any willful concealment of any material fact, or misrepresentation of any material matter, by the assured, concerning the proposed risk, shall operate to release the company from all liabilities under the policy."

At 12:30 o'clock P. M.,

On motion of Mr. Edsall,

The Senate adjourned until 2 o'clock P. M.

TWO O'CLOCK, P. M.

Senate met, pursuant to adjournment.

On motion of Mr. Underwood,
A call of the Senate was ordered, when

The following Senators (27) answered to their names:

Messrs. Alexander,
Anderson,
Boyd,
Carter,
Dore,
Early,
Eddy,
Edsall,
Fuller,

Messrs. Hampton,
Holcomb,
Landrigan,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,
Richardson,

Messrs. Senter,
Solomon,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Wilkinson,
Williams.

On motion of Mr. Edsall,

Further proceedings under the call were dispensed with.

The question then being on the adoption of the amendment to the amendment, offered to Senate bill, No. 120, for "An act to incorporate and to govern fire, marine, inland navigation and life insurance companies doing business in the State of Illinois," it was adopted.

Mr. Edsall offered the following amendment to the amendment; which was adopted:

Amend the amendment, by inserting in line 24, after the words "private dwellings," the following: "And in case any insurance company shall, in violation of the provisions of this section, issue any such policy of insurance in any other form or with other conditions than those prescribed herein, such policy shall not be void, or the rights of the assured thereunder, but as to the assured and his assigns shall be given the same construction, force and effect, as if in the form prescribed in this section."

Mr. McNulta offered the following amendment to the amendment; which was adopted:

Amend the amendment, by striking out, in section 27, line 21, the word "by," and insert "for," in lieu thereof.

The amendment, as amended, was then adopted.

Mr. Early offered the following amendment; which was adopted:

Amend section 39, lines 8 and 9, by striking out the words "to the commissioner of this State by way of compensation."

Mr. Richardson offered the following amendment; which was adopted:

Amend by adding to section 26: "in any case whatever, and shall be void if they do not comply with the foregoing provisions."

Mr. Edsall offered the following amendment:

Amend section 60, by striking out all after the word "dollars," in line 1, to and including the word "governor," in line 8 (printed bill), and insert in lieu thereof the following: "He may select, and by and with the consent of the Governor appoint, an actuary and clerk, for

the discharge of such duties as the commissioners may assign them, each of whom shall take and subscribe the same oath prescribed for the commissioner; and the actuary may receive a salary, not exceeding fifteen hundred dollars (\$1500), and the clerk a salary not exceeding twelve hundred dollars (\$1200), to be paid by the treasurer out of the insurance fund, on the certificates of the commissioner, and warrants drawn by the auditor of public accounts on the treasurer, against such fund."

Mr. Langley offered the following amendment to the amendment: Amend the amendment by inserting after "clerk," the words, "if necessary, which necessity shall be determined by the Governor."

At 4:26 o'clock P. M.,

On motion of Mr. Jackson,

The Senate adjourned until 10 o'clock Monday morning.

MONDAY, JANUARY 8, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Joiner.

The journal of Saturday was being read, when,

On motion of Mr. Pierce,

The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (40) answered to their names:

Messrs. Alexander,
Anderson,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Holcomb,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams.

On motion of Mr. Early,

Leave of absence was granted E. H. Griggs, Secretary, until Thursday next.

On motion of Mr. Dore,

Leave of absence was granted Mr. J. B. Turchin, paymaster of Senate, indefinitely, on account of illness.

By unanimous consent,

Mr. Fuller was allowed to record his vote in the affirmative on the passage of Senate bill, No. 298, for "An act to provide against the evils resulting from the sale of intoxicating liquors in the State of Illinois."

By unanimous consent,

Mr. Hampton offered the following resolution; which laid over under the rules:

Resolved by the Senate, the House of Representatives concurring herein, That when both houses of this General Assembly adjourn at noon on Thursday, February 15, 1872, they stand adjourned *sine die*.

The President announced the appointment of Senator J. F. Daggett a member of the committee on penal institutions, and Senator Edsall a member of the committee on expenses of the General Assembly, in place of Senator Tincher, deceased.

Mr. Daggett presented a petition concerning insurance; which was Referred to the committee on insurance.

Mr. Dore presented a petition concerning insurance; which was Referred to the committee on insurance.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate the report of the railroad and warehouse commissioners.

Mr. Langley presented a petition concerning eminent domain; which was

Referred to the committee on railroads and warehouses.

On motion of Mr. Reddick,

The petitions offered in the Senate concerning the sale of intoxicating liquors, were withdrawn from the files of the Senate for the purpose of sending them to the House of Representatives.

Mr. Eddy, from the committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly engrossed: Senate bill, No. 317, for "An act to fix the pay of members of the General Assembly after its first session under the present constitution."

Senate bill, No. 338, for "An act to provide for the restoration of court records which have been lost or destroyed."

Senate bill, No. 31, for "An act in regard to mortgage of real and personal property."

Mr. Edsall introduced

Senate bill, No. 372, for "An act relative to the Illinois and Michigan Canal, and the powers and duties of the canal commissioners."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Fuller introduced

Senate bill, No. 373, for "An act to incorporate mutual fire insurance companies in townships."

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on insurance.

Mr. Holcomb introduced

Senate bill, No. 374, for "An act to make appropriation to construct and complete the Southern Insane Asylum at Anna, and for furnishing the same."

Which was read at large a first time, and
Ordered to a second reading.

Mr. Pierce introduced

Senate bill, No. 375, for "An act requiring physicians and surgeons practicing in this State to register, and prescribing penalties for violation of this act."

Which was read at large a first time, and
Ordered to a second reading, and
Referred to the committee on judiciary.

A message from the House of Representatives, by Mr. Magie.

Mr. President: In obedience to the request of the Senate, I am directed by the House of Representatives to return to the Senate, Senate bill, No. 76, for "An act to prohibit domestic animals from running at large in this State," with the House amendments thereto.

On motion of Mr. Nicholson,

The above bill was

Referred to the committee on agriculture and drainage.

Senate bill, No. 253, for "An act to provide for annexing and excluding territory to and from cities, towns and villages, and to unite cities, towns and villages,"

Was taken up.

The question being on the adoption of the following amendments offered by the committee on municipalities:

Amend section 1, by striking out, in line 4 (MSS.), the word "inhabitants," and insert the words "legal voters."

Also, in line 1, on top of page 2, strike out "three," and insert the word "five."

Amend section 3, line 12, by striking out the words "county court," and insert the words "circuit court."

Strike out in section 5, line 10, the word "thereto."

Strike out in section 7, line 5, the words "county court," and insert the words "circuit court."

Strike out section 8, and insert: "§ 8. Whenever a majority of the legal voters of any territory within any city, town or village, and being upon the border thereof, shall petition to be disconnected from within such city, village or town, and a majority of the legal voters of such city, town or village shall at any corporate election consent by vote to such disconnection, the same may be disconnected by an ordinance and other proceedings, as provided in the first section of this act."

On motion of Mr. Underwood,

A division of the question was ordered, and the amendments ordered to be taken up, separately, for consideration.

The first amendment as proposed by the committee, was adopted.

The second amendment as proposed by the committee, was adopted.

The third amendment as proposed by the committee, was adopted.

The fourth amendment as proposed by the committee, was adopted.

The fifth amendment as proposed by the committee, was adopted.

The sixth amendment as proposed by the committee, was then taken up for consideration.

Mr. Senter offered the following amendment to the sixth amendment as proposed by the committee; which amendment was lost :

Strike out all after the words "section eight," and insert : "When a majority of the legal voters of any territory, or the owner or owners of any tract or tracts of land in lots of five acres or more, within any city, village or town, and being on the border thereof, shall desire to have the same disconnected or excluded from within the bounds of such city, village or town, or two-thirds of the aldermen or trustees of any city, village or town, shall desire to disconnect or exclude any such territory or land, the same may be disconnected or excluded upon agreement as set forth in the first section of this act, or upon petition, notice and trial as provided in sections three, four, five, six and seven of this act."

Mr. Vaughan offered the following amendment to the amendment of the committee; which amendment was adopted :

Amend the committee's amendment by striking out the word "may" in the 14th line, of section 8, and insert the word "shall."

Mr. Eddy offered the following amendment; which was lost :

Amend the committee amendment to section 8, by striking out the words "a majority," in first line, and inserting "three fourths."

On motion of Mr. Crawford,

The vote whereby the following amendment was adopted, was reconsidered :

Amend the committee's amendment by striking out the word "may," in 14th line of section 8, and insert the word "shall."

The question being shall the amendment be adopted ; it was decided in the negative, and the amendment lost.

Mr. Pierce offered the following amendment to the report of the committee; which was lost :

Amend by adding to section 8, "but the property of such territory shall not be relieved from paying its proportion of the indebtedness or liabilities existing against such corporation at the time of such expiration."

The sixth amendment as proposed by the committee, was then adopted.

Mr. Washburn offered the following amendment to the bill ; which was lost :

Amend section 1, by inserting after the word "annex," in line 6, the words "so much of;" and by inserting after the word "territory," in same line, the words, "as may be necessary to include by convenient boundaries the property or residences of the petitioners."

Mr. Eddy, from the joint committee on enrolled bills, begs leave to report that a bill of the following title have been correctly enrolled, to-wit :

Senate bill, No. 334, for "An act to provide and furnish suitable rooms for the supreme court in the central grand division of this State, and to make an appropriation therefor."

Mr. Eddy, from the joint committee on enrolled bills, reported that a bill of the following title had been, on the 8th day of January, 1872, laid before the Governor for his approval, to-wit :

Senate bill, No. 334, for "An act to provide and furnish suitable rooms for the supreme court in the central grand division of this State, and to make an appropriation therefor."

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed a bill of the following title, to wit:

Senate bill, No. 334, for "An act to provide and furnish suitable rooms for the supreme court in the central grand division of this State, and to make an appropriation therefor."

Mr. Holcomb offered the following amendment to the bill :

Amend Senate bill, No. 253, by striking out of the first section thereof all after the word "therein," in the tenth line of the printed bill.

Mr. Pierce moved to adjourn until 2 o'clock, P. M.; which motion was lost.

At 12:35 o'clock P. M.,

On motion of Mr. Jackson,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

The question being on the adoption of the amendment offered by Mr. Holcomb to Senate bill, No. 253,

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of the following resolution, to-wit:

WHEREAS a bill has been, or is about to be introduced into the Congress of the United States, providing in substance, that any honorably discharged soldier of the federal army during the late war, may settle upon and pre-empt 160 acres of land anywhere in the public domain; and that the time said soldier served during said war, shall be deducted from the five years required by law to perfect such settlement; and that any soldier who was discharged from said service on account of wounds received in actual battle, shall be entitled to deduct from said five years required for perfecting such settlement and pre-emption, the whole period for which he enlisted in the service of the United States; and whereas said bill further provides that in case of the death of any such honorably discharged soldier as aforesaid, his wife, children, father or mother, in the order named, shall be entitled to the benefits of said bill; therefore,

Resolved by the Senate, the House of Representatives concurring herein, That said proposed legislation meets our hearty approval, and our Senators in Congress are instructed, and our Representatives are requested, to give to said bill, or to any bill containing the same or similar provisions, their best support,

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate the report of the State Board of Public Charities:

STATE OF ILLINOIS,
BOARD OF PUBLIC CHARITIES, SECRETARY'S OFFICE,
SPRINGFIELD, Dec. 15, 1871.

HON. JOHN M. PALMER, *Governor*:

The Board of State Commissioners of Public Charities have the honor to report to you, that in view of the very extended account of the State and county institutions contained in its First Biennial Report, and the numerous special reports since submitted to your Excellency, it appears unwise to do more at this time than to state that the Board has been vigorously at work during the past year, and has done all that the law creating the Board requires. The facts and figures obtained are not yet tabulated, and will be reserved, with your approval, for the Second Biennial Report.

So far as the institutions have submitted reports, they are running within their appropriations.

We are able to report a very marked improvement in the attention paid to paupers and criminals in the almshouses and jails of the State, since our former visitation. At the same time, the condition of the insane in many of the county almshouses continues to be horrible in the extreme. In one, we found a man who had been locked in his cell for sixteen years; in another, a man was chained to a barn floor; in another, two slept on a bedstead without a bed, and with no covering except an old rag carpet; in a fourth, two were so badly frozen that the ends of the toes came off and the balls of the feet came out. These two are this winter locked up in jail to keep them from freezing again. Common humanity requires that better provision should be made as speedily as possible for men so terribly unfortunate.

At any time, the Board will not fail to reply to inquiries made by your Excellency or by the General Assembly, and will be prompt to communicate any information which seems to call for official action.

We dislike to speak of anything even indirectly connected with our personal interests; but some legislation is demanded for our relief. The amount of labor required by the law creating the Board is greater than we supposed, at the time when we accepted our commissions—probably greater than the General Assembly anticipated. Attendance upon from four to six meetings of the Board annually, with two annual visitations of the State institutions, and one annual visitation of the county jails and almshouses, consumes from sixty to ninety working days of each commissioner's time, every year. Not much less than one-fourth of our time is taken from our private business, without compensation, to our individual detriment and loss. We have not complained of this; but we shall not be able permanently to make so great a sacrifice, nor do we think that justice and the interests of the State require it. As our work opens out more clearly before us, so far from diminishing, the amount of labor to be done increases. It is not for us to estimate the value of the work done and projected; but the evidences that it is appreciated multiply continually.

We feel it obligatory upon us to say to your Excellency that the appropriation of \$5,000 per annum for the expenses of this Board will not be sufficient to enable it to make the visitation, etc., required by the law. Seven thousand was the estimate made by the Auditor of Public Accounts.

We have the honor to be,

Very respectfully, your obd't servants,

ELMER BALDWIN,
GEORGE S. ROBINSON,
S. M. CHURCH,
Z. B. LAWSON,
JOHN N. MCCORD,
Commissioners.

FRED. H. WINES, *Secretary.*

Mr. Voris moved to lay the bill on the table; which motion was lost.

On motion of Mr. Eddy,

Debate was ordered closed on the pending amendment.

The question being on the adoption of the amendment,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 24
Nays..... 14

Those voting in the affirmative are,

Messrs. Bowman,
Boyd,
Bush,
Carter,
Dore,
Eddy,
Epler,
Fuller,

Messrs. Hampton,
Harlan,
Holcomb,
Landrigan,
Marsh,
Nicholson,
Reddick,
Senter,

Messrs. Solomon,
Starne,
Van Dorston,
Vaughan,
Voris,
Washburn,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Crawford,
Daggett,
Donahue,
Edsall,
Jackson,

Messrs. Jewett,
Kerr,
Langley,
McNulta,
Pierce,

Messrs. Richardson,
Strevell,
Underwood,
Whiting.

So the amendment was adopted.

Mr. Senter offered the following amendment; which was adopted: Amend section 7, by adding at the end of line 1, printed bill, the words "or the owner or owners of any tract or tracts of land."

Mr. McNulta offered the following amendment; which was adopted: Amend by striking out all of section 2, after the word "contract," in line 9.

Mr. Bush offered the following amendment; which was adopted: Amend section 3, line 3, printed copy, by striking out the words "the foregoing section," and insert, "section one of this article."

Mr. Hampton offered the following amendment; which was lost: Amend section 7, line 1, by striking out the word "voters," and inserting "owners."

A message from the Governor, by E. B. Harlan, Private Secretary.
Mr. President: I am directed by the Governor to lay before the Senate the report of the Adjutant General.

The question being, "Shall Senate bill No. 253 be ordered engrossed and printed for a third reading?"

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 32
Nays..... 6

Those voting in the affirmative are,

Messrs. Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Eddy,
Edsall,
Epler,
Fuller,

Messrs. Holcomb,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Anderson,
Bowman,

Messrs. Hampton,
Harlan,

Messrs. Washburn,
Williams.

So the bill was ordered engrossed and printed for a third reading.

On motion of Mr. Strevell,

Leave of absence was granted Mr. Alexander until Friday next.

Mr. Langley, from the committee on judiciary, to which was referred Senate bill, No. 213, for "An act in relation to the mode of proving title to the lands granted to the Illinois Central Railroad Company," reported the same back, with an amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill
Ordered engrossed and printed for a third reading.

On motion of Mr. Holcomb,

Senate bill, No. 374, for "An act to make appropriation to construct and complete the Southern Insane Asylum, at Anna, and for furnishing the same,"

Was referred to the committee on state charitable institutions.

House bill, No. 592, for "An act to create an additional term of the circuit court in Jackson county, and to fix the times of holding the circuit court in the several counties composing the 3d judicial district,"

Was taken up, read at large a first time, and

Ordered to a second reading.

On motion of Mr. Strevell,

Senate bill, No. 346, for "An act to provide for the election of a recorder of deeds in counties having sixty thousand and more inhabitants,"

Was taken from the table, and

Ordered engrossed for a third reading.

On motion of Mr. Early,

Senate bill, No. 120, for "An act to incorporate and to govern fire, marine, inland navigation and life insurance companies doing business in the State of Illinois,"

Was made the special order for to-morrow, at 10 o'clock A. M.

On motion of Mr. Van Dorston,

House bill, No. 580, for "An act to fix the time of holding the circuit court in the several counties composing the second judicial circuit,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 87
Nays 0

Those voting in the affirmative are,

Messrs. Anderson,
Bowman,
Boyd,
Bush,
Carter,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,
Fuller,

Messrs. Hampton,
Harlan,
Holcomb,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Wilkinson,
Williams.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

House bill, No. 155, for "An act to provide for the appointment of guardians of habitual drunkards, and prescribing the duties of such guardians," was taken up, read at large a third time, and,

On motion of Mr. Underwood,
Referred to the committee on judiciary.

House bill, No. 612, for "An act to authorize the transfer of the boys in the Chicago Reform School to the State Reform School at Pontiac, and to provide for defraying the expenses of such transfer,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas 25
Nays 11

Those voting in the affirmative are,

Messrs. Anderson,
Carter,
Daggett,
Donahue,
Early,
Eddy,
Edsall,
Epler,
Hampton,

Messrs. Holcomb,
Jewett,
Kerr,
Landrigan,
Langley,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Senter,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan.

Those voting in the negative are,

Messrs. Boyd,
Bush,
Dore,
Fuller,

Messrs. Harlan,
Jackson,
Richardson,
Solomon,

Messrs. Washburn,
Wilkinson,
Williams.

The bill not having received a two-thirds vote, was declared lost.

Mr. Dore entered a motion to reconsider the vote whereby House bill No. 612 was lost.

On motion of Mr. Fuller,
House bill, No. 120, for "An act concerning bail in civil cases,"
Was made the special order for to-morrow, at 10 o'clock A. M.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred Senate bill, No. 361, for "An act to provide for the registration of drainage and levee bonds, and secure the payment of the same," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered to a second reading, and 250 copies ordered printed.

Mr. Eddy moved to adjourn until 9:30 A. M. to-morrow; which motion was lost.

On motion of Mr. Hampton,

Senate bill, No. 330, for "An act to reduce the fees of certain county officers, existing at the time of the adoption of the constitution of 1870, and to fix the fees and compensation of certain county officers named therein, who have been or may be elected under the provisions of said constitution, classifying the counties according to population and fixing a scale of fees in each class for the aforesaid officers, and to provide the mode of rendering their accounts,"

Was made the special order for to-morrow, at 8 o'clock P. M., and ordered continued as such from day to day, until finished.

Mr. Kerr moved to adjourn until to-morrow at 10 o'clock A. M.
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas.....14
Nays 21

Those voting in the affirmative are,

Messrs. Carter,
Donahue,
Dore,
Early,
Epler,

Messrs. Harlan,
Jackson,
Jewett,
Kerr,
Landrigan,

Messrs. McNulta,
Senter,
Solomon,
Williams.

Those voting in the negative are,

Messrs. Anderson,
Boyd,
Bush,
Daggett,
Eddy,
Edsall,
Fuller,

Messrs. Hampton,
Holcomb,
Langley,
Marsh,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Wilkinson.

So the Senate refused to adjourn.

At 5:45 o'clock P. M. Mr. Pierce moved to adjourn until 9 o'clock to-morrow morning.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 24
Nays 12

Those voting in the affirmative are,

Messrs. Anderson,
Boyd,
Bush,
Crawford,
Daggett,
Early,
Edsall,
Fuller,

Messrs. Hampton,
Harlan,
Holcomb,
Jewett,
Langley,
Marsh,
Nicholson,
Pierce,

Messrs. Reddick,
Senter,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Wilkinson,

Those voting in the negative are,

Messrs. Carter,
Donahue,
Dore,
Eddy,

Messrs. Epler,
Jackson,
Kerr,
Landrigan,

Messrs. McNulta,
Richardson,
Solomon,
Williams.

So the Senate, at 5:45 o'clock P. M., adjourned until to-morrow, at 9 o'clock A. M.

TUESDAY, JANUARY 9, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Joiner.

The journal of yesterday was being read, when,

On motion of Mr. Bush,
The further reading of the same was dispensed with.

On motion of Mr. Harlan,
Indefinite leave of absence was granted Mr. Jackson, on account of sickness.

The roll was then called, when

The following Senators (33) answered to their names:

Messrs. Alexander,
Anderson,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Dore,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Jackson,
Kerr,
Landrigan,
Langley,
Little,
Nicholson,

Messrs. Pierce,
Reddick,
Senter,
Solomon,
Starna,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Williams.

Mr. Pierce, from the committee on state charitable institutions, to which was referred the following resolution, reported the same back, and recommended it lie on the table:

Resolved, That the committee on state charitable institutions be instructed to inquire into the expediency and necessity of making an appropriation for building the center and east wing of the Illinois Institution for the Education of the Blind.

The report of the committee was concurred in, and the resolution Ordered to lie upon the table.

Mr. Pierce, from the committee on state charitable institutions, reported the following:

The committee on state charitable institutions, having had under consideration the resolution of Mr. Epler, instructing the committee to inquire into the expediency of making appropriations for erecting the center building and east wing of the Illinois Institution for the Education of the Blind, beg leave to report the following resolution as their deliberate conclusions upon the subject matter referred to them:

Resolved, That in the opinion of the committee appropriations will soon be required to be made by the State to meet the wants of the blind, yet in the view of the pressing wants of other unfortunate dependent classes, in the opinion of the committee the finances of the State at the present time do not justify us in making a recommendation for any appropriation for extending this building.

The committee would take this occasion to express their commendation of the careful and prudent management of this institution.

All of which is respectfully submitted.

W. P. PIERCE,
Chairman of Committee.

On motion of Mr. Pierce,

The rules were suspended, and the resolution adopted.

Mr. Langley called up his motion entered to reconsider the vote whereby Senate bill No. 270, for "An act to compensate the Commissioners of the State Board of Public Charities,"

Was laid on the table until July 4th, A. D. 1872.

The vote was reconsidered.

On motion of Mr. Flagg,

The bill was referred to the committee on state charitable institutions.

Mr. Jewett called up his motion to reconsider the vote whereby House bill, No. 193, for "An act to amend an act entitled 'an act for the prevention of cruelty to animals,' approved March 31, 1869,"

Was ordered to a third reading.

The vote ordering the bill to a third reading, was reconsidered.

Mr. Jewett also called up his motion to reconsider the vote whereby the following amendment to House bill No. 193 was adopted:

Strike out after the word "peace" "by indictment in the county where such offense shall be committed."

The vote adopting the amendment was reconsidered.

The question then being on the adoption of the amendment, it was lost, and the bill was ordered to a third reading.

Mr. Fuller, from the committee on judiciary, to which was referred Senate bill, No. 289, for "An act to amend chapter one hundred and six of the Revised Statutes, entitled 'Venne,'" reported the same back and recommended it lie on the table.

The report of the committee was concurred in, and the bill Ordered to lie upon the table.

Mr. Fuller, from the committee on railroads and warehouses, to which was referred House bill, No. 400, for "An act to provide for the incorporation of associations that may be organized for the purpose

of constructing railways, maintaining and operating the same, for prescribing and defining the duties and limiting the powers of such corporations when so organized," reported the same back, with amendments, and recommended their adoption.

On motion of Mr. Fuller,

The bill was laid on the table, and ordered printed with amendments.

Mr. Richardson introduced

Senate bill, No. 376, for "An act relating to the election duties and compensation of assessors and collectors in cities and villages in certain counties under township organization,"

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on judiciary.

Senate bill, No. 301, for "An act to re-organize the Illinois State Horticultural Society,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 40
Nays 1

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Harlan,
Holcomb,
Jewett,
Kerr,
Landrigan,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starno,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Voris voted in the negative.

Mr. Washburn offered the following amendment to the title of the bill; which amendment was lost.

Strike out all after the word "act" and insert "to make the Illinois State Horticultural Society a State Institution."

Ordered that the original title stand as title of the bill, and the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 372, for "An act relative to the Illinois and Michigan Canal, and the powers and duties of the Canal Commissioners,"

Was taken up, read at large a second time, and,

On motion of Mr. Edsall,

Referred to the committee on canals and rivers.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has requested a committee of conference on House bill, No. 586, for "An act to make appropriations to pay certain ex-

penses of the State government for which no appropriation has heretofore been made"—said committee to consist of three members of the House and two of the Senate; and that the Speaker of the House has appointed as said committee on the part of the House, Representatives Galloway, Springer and Goodell.

On motion of Mr. Fuller,

The foregoing request of the House was acceded to, and a committee of conference on the part of the Senate ordered.

The President appointed as such committee Senators Pierce and Dore.

House bill, No. 120, for "An act concerning bail in civil cases,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....37
Nays.....1

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Doro,
Eddy,
Edsall,
Epler,
Flagg,

Messrs. Fuller,
Hampton,
Jewett,
Kerr,
Landrigan,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Starne voted in the negative.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

Mr. Eddy, from the committee on enrolled and engrossed bills, reports as having been properly engrossed, Senate bill of the following title, to-wit:

Senate bill, No. 213, for "An act in relation to the mode of proving title to the lands granted to the Illinois Central Railroad Company."

Mr. Dore called up the motion to reconsider the vote whereby House bill, No. 612, for "An act to authorize the transfer of the boys in the Chicago Reform School to the State Reform School at Pontiac, and to provide for defraying the expenses of such transfer," was lost.

The vote was reconsidered, and

House bill, No. 612, for "An act to authorize the transfer of the boys in the Chicago Reform School to the State Reform School at Pontiac, and to provide for defraying the expenses of such transfer,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....34
Nays.....5

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bowman,
Boyd,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,

Messrs. Epler,
Flagg,
Fuller,
Holcomb,
Jewett,
Kerr,
Landrigan,
Langley,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorsten,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bush,
Hampton,

Messrs. Voris,
Washburn,

Mr. Williams.

The bill containing an emergency clause, and having received a two-thirds majority, was declared passed.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

Senate bill, No. 364, for "An act making an appropriation for the payment of certain contingent expenses of the General Assembly, heretofore unprovided for,"

Was taken up, read at large a second time, and

Ordered to be engrossed and printed for a third reading.

Senate bill, No. 368, for "An act relating to savings banks and institutions for savings,"

Was taken up, read at large a second time, and,

On motion of Mr. Jewett,

Referred to the committee on banks and banking.

Senate bill, No. 367, for "An act to punish embezzlement by agents and bailees,"

Was taken up, read at large a second time, and,

On motion of Mr. Carter,

Referred to the committee on judiciary.

Senate bill, No. 99, for "An act concerning conveyances,"

Was taken up and read at large a second time.

At 11 o'clock A. M., the time for the special order having arrived,

On motion of Mr. Early,

It was postponed until the present bill is disposed of.

Mr. Crawford offered the following amendment; which was lost:

Add to section 17, at the end thereof, the following: "Acknowledgments which have been or may be taken before acting officers, shall be valid as to all *bona fide* purchasers and their assigns."

Mr. Washburn offered the following amendment; which was adopted: Amend section 16 by inserting the words "before a justice of the peace" after the word "Columbia," in line 16.

Pending the consideration of the bill,

At 12:17 o'clock P. M.,

On motion of Mr. Boyd,

The Senate adjourned until 2 o'clock P. M.

TWO O'CLOCK P. M.

Senate met, pursuant to adjournment.

Mr. Langley offered the following amendment to the bill under consideration: Amend section 14, line 1, by striking out "eighteen" and inserting "twenty-one."

On motion of Mr. Richardson,

Debate on the amendment was ordered closed.

The yeas and nays being demanded, the amendment was lost

By the following vote: { Yeas..... 6
Nays.....81

Those voting in the affirmative are,

Messrs. Anderson,
Bowman,

Messrs. Dore,
Epler,

Messrs. Hampton,
Langley.

Those voting in the negative are,

Messrs. Allen,
Boyd,
Carter,
Daggett,
Donahue,
Early,
Eddy,
Flagg,
Fuller,
Holcomb,
Jewett,

Messrs. Kerr,
Landrigan,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,
Solomon,

Messrs. Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Wilkinson,
Williams,
Woodard.

Mr. Senter offered the following amendment:

Amend section 32, by inserting in line 8, after the word "cause," the words, "and that, to the best of his knowledge, said original deed was not intentionally destroyed or in any manner disposed of, for the purpose of introducing a copy thereof in place of the original;" which was adopted.

Mr. Jewett moved to refer the bill to the committee on judiciary.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 18
Nays..... 22

Those voting in the affirmative are,

Messrs. Allen,
Bowman,
Boyd,
Bush,
Carter,
Donahue,

Messrs. Dore,
Epler,
Harlan,
Jewett,
Kerr,
Langley,

Messrs. Nicholson,
Richardson,
Solomon,
Starne,
Van Dorston,
Williams.

Those voting in the negative are,

Messrs. Anderson,
Daggett,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Hampton,

Messrs. Holcomb,
Landrigan,
Marsh,
McNulta,
Pierce,
Reddick,
Senter,

Messrs. Strevell,
Underwood,
Vaughan,
Voris,
Washburn,
Wilkinson,
Woodard.

So the Senate refused to refer the bill to committee on judiciary.

The bill was then ordered engrossed and printed, for a third reading.

The next special order was then taken up, being Senate bill, No. 120, for "An act to incorporate and to govern fire, marine and inland navigation and life insurance companies doing business in the State of Illinois."

By unanimous consent,

Mr. Langley was allowed to withdraw his amendment to the amendment, to-wit :

Amend amendment by inserting after "clerk," the words, "if necessary, which necessity shall be determined by the Governor."

The question then being on the adoption of the following amendment, it was lost :

Amend section 60, by striking out all after the word "dollars," in line 1, to and including the word "Governor," in line 8 (printed bill), and insert in lieu thereof the following : "He may select, and by and with the consent of the Governor appoint, an actuary and clerk, for the discharge of such duties as the commissioner may assign them, each of whom shall take and subscribe the same oath prescribed for the commissioner ; and the actuary may receive a salary, not exceeding fifteen hundred dollars (\$1500), and the clerk a salary not exceeding twelve hundred dollars (\$1200), to be paid by the Treasurer out of the insurance fund, on the certificates of the commissioner, and warrants drawn by the Auditor of Public Accounts on the Treasurer, against such fund."

Mr. Early offered the following amendment ; which was adopted :

In section 8, insert the words, "not less than," after the word "act," in line 10.

Mr. Early offered the following amendment ; which was adopted :

In section 6, strike out all after the word "dollars," in the first line, to the word "verified," in line 14, and insert the following : "and the necessary expenses incurred in making the examination required by section 63. He may select, and with the consent of the Governor employ an actuary and such other clerical assistance as may be necessary for the discharge of such duties as the commissioner may assign them, and they shall be paid out of the insurance fund by the Treasurer, on the certificate of the commissioner, and upon the warrant of the Auditor of Public Accounts, such compensation as may be allowed them by the commissioner with the approval of the Governor, which, with the office rent, stationery and other office expenses of the commissioner, shall not exceed five thousand and five hundred dollars per annum ; the actuary shall take and subscribe the same oath prescribed for the commissioner, and in the absence or disability of the commissioner he shall, for the time being, possess the same power as the commissioner. The commissioner shall be paid his salary quarterly, by the State Treasurer, out of the insurance fund, on the warrant of the Auditor of Public Accounts, and the expenses provided for in this section shall be paid out of the insurance fund on bills of particulars."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 240, for "An act to regulate the time of holding courts in the eighth judicial circuit,"

With an amendment thereto.

In the adoption of which amendment I am instructed to ask the concurrence of the Senate.

Mr. Early offered the following amendment:

Amend section 19, by striking out all from the word "incorporated," in line 35, to the words, "no agent," in line 42.

Pending the consideration of the above amendment,

At 5:11 o'clock P. M., Mr. Kerr moved to adjourn until 7:30 P. M., and that the bill under consideration be continued as the special order for that time.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 21
Nays..... 14

Those voting in the affirmative are,

Messrs. Boyd,
Carter,
Daggett,
Donahue,
Dore,
Early,
Edsall,

Messrs. Fuller,
Hampton,
Jewett,
Kerr,
Langley,
McNulta,
Nicholson,

Messrs. Pierce,
Richardson,
Starne,
Underwood,
Vaughan,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Crawford,
Eddy,
Epler,

Messrs. Flagg,
Holcomb,
Landrigan,
Reddick,
Senter,

Messrs. Solomon,
Strevell,
Washburn,
Wilkinson.

So the Senate adjourned until 7:30 P. M.

HALF-PAST SEVEN O'CLOCK P. M.

Senate met, pursuant to adjournment.

Mr. Early's amendment being under consideration,

On motion of Mr. Richardson,

Debate was ordered closed on the pending amendment.

The question being on the adoption of the amendment,

Mr. Whiting asked to be excused from voting; which request was refused.

And the yeas and nays being demanded on the amendment,

It was decided in the affirmative, as follows: { Yeas 22
Nays 16

Those voting in the affirmative are,

Messrs. Carter,
Daggett,
Donahue,
Dora,
Early,
Eddy,
Epler,
Harlan,

Messrs. Holcomb,
Jewett,
Kerr,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Senter,
Strevell,
Van Dorston,
Vaughan,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Anderson,
Bishop,
Bowman,
Bush,
Crawford,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Landrigan,
Langley,

Messrs. Richardson,
Solomon,
Starne,
Underwood,
Washburn.

So the amendment was adopted.

Mr. Early offered the following amendment; which was adopted:

Amend section 20, by striking out of the first line the words, "it shall appear to the Commissioner that," and strike out of line 2 the word "that;" strike out of line 3 the word "he," and insert the words, "the Commissioner."

Mr. Early offered the following amendment; which was adopted:

Amend section 33, by adding at the end of the section the words, "not to exceed sixty days."

Mr. Early offered the following amendment:

Strike out all of section 38.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 8
Nays..... 24

Those voting in the affirmative are,

Messrs. Carter,
Dora,
Early,

Messrs. Eddy,
Jewett,
Marsh,

Messrs. McNulta,
Woodard.

Those voting in the negative are,

Messrs. Anderson,
Bush,
Crawford,
Daggett,
Donahue,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Holcomb,
Landrigan,
Langley,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starne,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Whiting.

So the Senate refused to adopt the amendment.

Mr. Early offered the following amendment; which was adopted:

Amend section 25—after the word "any," in the first line, insert the word "insolvent," and after the word "treasurer," in same line, insert the words, "or auditor."

Mr. Early offered the following amendment; which was adopted:

Amend section 63—after the word "condition," in line 22, insert the words, "and all necessary expenses incurred in making such examination shall be paid by the company examined."

Mr. Hampton offered the following amendment; which was lost:

Amend Senate bill, No. 120, section 35, by adding, "*Provided*, the provisions of this section shall not apply to any life insurance company heretofore organized on the co-operative or mutual plan under any of the laws of this State."

Mr. Fuller offered the following amendment; which was adopted:

Amend by adding at the end of section 24, "In the event of a total loss for any of the causes insured against, of any building insured, the liability of the insurer (if any) shall be the total amount for which such building is insured; and in case of a partial loss the insurer shall not be allowed to contend that such building was of less value than the total amount permitted to be insured thereon."

Mr. Hampton moved to adjourn.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas. 6
Nays. 24

Those voting in the affirmative are,

Messrs. Anderson,
Bowman,

Messrs. Bush,
Crawford,

Messrs. Hampton,
Senter.

Those voting in the negative are,

Messrs. Carter,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Fuller,

Messrs. Holcomb,
Jewett,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Solomon,
Starne,
Underwood,
Van Dorston,
Vaughan,
Whiting,
Woodard.

So the Senate refused to adjourn.

Mr. Van Dorston offered the following amendment:

Amend by striking out section 58, on page 24.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas. 11
Nays. 22

Those voting in the affirmative are,

Messrs. Crawford,
Dore,
Eddy,
Fuller,

Messrs. Jewett,
McNulta,
Nicholson,
Solomon,

Messrs. Starne,
Van Dorston,
Woodard.

Those voting in the negative are,

Messrs. Anderson,
Bowman,
Bush,
Carter,
Daggett,
Donahue,
Early,
Edsall,

Messrs. Hampton,
Holcomb,
Landrigan,
Langley,
Marsh,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Underwood,
Vaughan,
Washburn,
Whiting,
Williams.

So the Senate refused to adopt the amendment.

Mr. Fuller offered the following amendment:

Amend by adding after section 21, the following section: "§ 21½. The aggregate of all risks which any company insuring against fire in

**Messrs. Solomon,
Starne,
Vaughan.
Whiting,
Williams.
Woodard.**

Those voting in the negative are,

Messrs. Bush,
Hampton,
Jewett,

Messrs. Marsh,
McNulta,

Messrs. Nicholson,
Underwood,

So the Senate, at 9:35 o'clock A. M., adjourned.

WEDNESDAY, JANUARY 10, 1872.

Senate met, pursuant to adjournment.

Prayer by the Rev. Mr. Joiner.

The journal of yesterday was being read, when,

On motion of Mr. Nicholson,

The further reading of the same was dispensed with.

A call of the Senate was ordered, when

The following Senators (45) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,

Messrs. Edsall,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Little,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

By unanimous consent,

Mr. Kerr introduced

Senate bill, No. 377, for "An act authorizing cities to establish and maintain free public libraries and reading rooms."

Which was read at large a first time, and

Ordered to a second reading.

By unanimous consent,

Mr. Jewett called up Senate bill, No. 388, for "An act to provide for the restoration of court records which have been lost or destroyed.

The bill having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 39
Nays 0

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Bishop,
Bowman,

Messrs. Boyd,
Bush,
Carter,
Crawford,
Daggett,

Messrs. Donahue,
Dore,
Early,
Edsall,
Fuller,

Messrs. Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
Marsh,
McNulta,

Messrs. Nicholson,
Pierce,
Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevell,

Messrs. Underwood,
Van Dorston,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

By unanimous consent,

The special order was postponed five minutes, and

Mr. Fuller offered the following resolution:

Resolved, That when the Senate adjourns, it will adjourn until to-morrow morning.

The rules were suspended, and the resolution was adopted.

By unanimous consent,

Mr. Holcomb introduced

Senate bill, No. 378, for "An act to authorize any plank, gravel, macademized or pike road company to extend its road."

Which was read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. Holcomb,

Referred to the committee on corporations.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bills of the following titles, to-wit:

Senate bill, No. 253, for "An act for annexing and excluding territory to and from cities, towns and villages, and to unite cities, towns and villages."

Senate bill, No. 307, for "An act to fix the salaries of Governor, Lieutenant-Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Superintendent of Public Instruction, Attorney-General and Adjutant-General."

Mr. Harlan, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bills of the following titles, to-wit:

Senate bill, No. 346, for "An act to provide for the election of a recorder of deeds in counties having sixty thousand and more inhabitants."

Senate bill, No. 364, for "An act making an appropriation for the payment of certain contingent expenses of the General Assembly heretofore unprovided for."

The special order was then taken up, being

Senate bill, No. 380, for "An act to reduce the fees of certain county officers, existing at the time of the adoption of the constitution of 1870, and to fix the fees and compensation of certain county officers named therein who have been or may be elected under the provisions of said constitution; classifying the counties according to population; and fixing a scale of fees in each class, for the aforesaid officers, and to provide the mode of rendering their accounts."

The bill was ordered to a second reading and read at large a second time.

Mr Pierce offered the following amendment: amend Senate bill No. 530, section 3: strike out all after the words "one hundred words" in line 144, to and including the word counted, in line 146.

Mr. Hampton moved that debate close on the pending amendment; which motion was lost.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has refused to concur in the report of the committee of conference on House bill, No. 586, for "An act to make appropriations to pay certain expenses of the State government, for which no appropriation has heretofore been made."

On motion of Mr. Richardson,
Debate on the pending amendment was closed.

The amendment was then adopted.

Mr. Hampton moved to adjourn.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 12
Nays 25

Those voting in the affirmative are,

Messrs. Allen,
Bangs,
Bowman,
Daggett,

Messrs. Edsall,
Epler,
Hampton,
Reddick,

Messrs. Solomon,
Van Dorston,
Vaughan,
Williams.

Those voting in the negative are,

Messrs. Anderson,
Bush,
Carter,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Flagg,

Messrs. Fuller,
Holcomb,
Hunter,
Jewett,
Kerr,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Richardson.
Strevell,
Underwood,
Washburn,
Whiting,
Wilkinson,
Woodard.

So the Senate refused to adjourn.

Mr. Donahue (by unanimous consent) called up House message on Senate bill, No. 249, for "An act to regulate the time of holding courts in the eighth judicial circuit."

The question being, "Will the Senate concur in the following amendment of the House of Representatives?"

Amend by adding the following section: "Sec. 4. Whereas, by the great increase of legal business in the counties of McLean and DeWitt, and the insufficient number of terms of said court in said counties, an emergency has arisen as a reason why this act shall take effect immediately: therefore this act shall take effect and be in force from and after its passage."

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 35
Nays 0

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Bowman,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,

Messrs. Edsall,
Epler,
Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Richardson,
Solomon,
Strevell,
Van Dorston,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

So the Senate concurred with the House in their amendment.

At 12:58 o'clock P. M.,

On motion of Mr. Strevell,

The Senate adjourned.

THURSDAY, JANUARY 11, 1872.

Senate met, pursuant to adjournment.

Prayer by the Rev. Mr. Joiner.

The journal of yesterday was being read, when,

On motion of Mr. Edsall,

The further reading of the same was dispensed with.

On motion of Mr. Jewett,

Leave of absence was granted Mr. Boyd until Saturday, and Mr. Epler until to-morrow.

On motion of Mr. Senter,

Leave of absence was granted Mr. Vaughan.

On motion of Mr. Flagg,

Leave of absence was granted Mr. Langley for the day.

On motion of Mr. Voris,

Leave of absence was granted Mr. Harlan for the day.

The roll of the Senate was then called, when

The following Senators (42) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Dore,
Early,
Eddy,
Edsall,

Messrs. Epler,
Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Landrigan,
Langley,
Little,
Marsh,
Nicholson,

Messrs. Pierce,
Reddick,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Williams,
Woodard.

The President presented the following communication from the Auditor, which, on motion of Mr. Fuller, was referred to the committee on insurance:

AUDITOR'S OFFICE,
SPRINGFIELD, ILL., Jan. 10, 1872.

HON. JOHN DOUGHERTY:

Lieutenant Governor of Illinois:

SIR: I beg leave to hand you, and through you, the honorable body over which you preside, the accompanying draft for an insurance law, and would invoke for it the careful consideration of the Senate.

It has long been felt by those who, in different States, have been entrusted with the supervision of the business of insurance, that the legislation of the different States on this important subject should be uniform.

Comparatively few insurance companies, fire, life or marine, have confined their operations within the limits of a single State. Of course, when the laws are as various as the States in which a company seeks to do business, the greatest embarrassment must necessarily ensue to the company. On the other hand, the first object of all laws governing insurance, viz: the protection of those who insure, is more difficult of attainment, if not entirely defeated, by this various and sometimes conflicting legislation.

About one year ago I received a letter on this subject from Mr. Miller, Superintendent of Insurance for the State of New York, suggesting a conference of those in charge of the insurance departments of the various States. I replied, highly approving the suggestion, and promising that Illinois would be represented at such conference. A convention was accordingly called, and met in the city of New York in June last, remaining in session some two weeks. Not only was that convention attended by many of the State Superintendents of Insurance, or their deputies, but also many holding no official positions, but especially interested in the subject, and deeply versed in the philosophy, so to speak, of Insurance. After a full and frank discussion of all branches of the subject, committees were appointed and the convention adjourned until October last, to hear their reports.

At that October meeting the convention adopted the draft for an Insurance Law, which is herewith laid before the Senate, and the members agreed to submit it to the consideration of the Legislatures of their respective States. But for the fact that it was only yesterday that I could obtain any considerable number of copies of this proposed law, it would have been submitted to your Honorable body at an earlier day.

I shall enter upon no argument in its behalf. What has been said of the character of the body by whom it is presented for consideration should, it seems to me, secure for it a careful and thoughtful consideration.

It is, however, due to myself to say that I cannot approve that feature of the proposed law which would exclude companies doing a life business from taking fire risks in this State. I do not believe the convention would have authorized any such clause had their attention been called to it. This would drive away every British company from this State with which I am acquainted. In England the same companies do both life and fire business, and yet some of these companies

are eminently sound and safe. I submit to the Senate whether it would be right, after the recent great disaster, and the present urgent demand for safe insurance, to prohibit our people from insuring in sound companies for such a reason.

I wish also to say, that to my mind the policy of requiring from these foreign companies deposits in every State in which they do business, is very questionable.

The present insurance law of this State, though quite susceptible of improvement, is far from being a bad one. Indeed, in the judgment of capable men outside of the State, it ranks among the best laws which have been adopted on this subject. A few changes would perhaps make it all that would be needed, if only the State of Illinois was interested in an insurance law. But the great need of the times in this matter is uniformity, and I respectfully submit the proposed law of the New York Convention, hoping that Illinois will, through its General Assembly, be the first State to adopt this important principle of uniformity in insurance laws, the insurance business being a national and not a local interest.

I am, very respect fully,

O. E. LIPPINCOTT,
Auditor P. A.

GENERAL PROVISIONS.

§ 1. This act may be known as "The Reciprocal General Insurance act," of the State of ———.

§ 2. The object of this act is to revise, simplify, and amend the laws of this State in relation to insurance, with due regard to the legislation of other States, so as to secure mutual harmony in the promotion of the public interest, to define the relation of the State to companies and individuals, to insure the stability of companies, to protect the interests of the insured, and to encourage the employment of capital. And its provisions are to be construed liberally in furtherance of the protection of the insured, and so far as may be in harmony with the construction which may be given by the courts of other States adopting a like act.

§ 3. The words, "the substantial provisions of this act shall be enacted," shall be construed to mean the provisions of this act which define the right to do insurance business and provide for the stability of companies and the protection of the insured; and differences in respect to the organization of the insurance department, the constitution of companies, or the form of judicial remedies, shall not be deemed to impair the uniformity which this act is intended to secure.

§ 4. When, by the laws of any other State or nation, any taxes, fines, penalties, licenses, fees, deposits of money, or of securities, or other obligations or prohibitions, are imposed on insurance companies of this State doing business in such other State or nation, or upon their agents therein, so long as such laws continue in force, the same obligations and prohibitions, of whatever kind, shall be imposed upon all insurance companies of such other State or nation doing business within this State, and upon their agents here.

§ 5. The term "company," as used in any provision of this act, subjecting companies to any obligation or restriction, includes individuals, partnerships, joint-stock associations and corporations.

§ 6. The term "American company," as used in this act, designates a company which exists by the laws of any State or territory of the United States, or by the law of the United States. All others are designated as foreign.

§ 7. The expression "company of a State, territory or nation," as used in this act, means a company incorporated by or organized under the laws of such State, territory or nation.

§ 8. Except in section 13, the word "commissioner" designates the officer, by whatever name called, who is charged for the time being with the duties of commissioner of insurance.

§ 9. The term "oath," in this act, includes affirmations.

§ 10. The term "directors," in this act, designates the trustees, managers, or other officers constituting the executive board of a company. Directors are included in the term "officers," unless a contrary intention appears.

§ 11. The term "agent" or "agents," in this act, includes an acknowledged agent, surveyor, and all other persons who shall in any manner, directly or indirectly, aid in transacting the business of insurance. Nothing contained in this act shall be construed to imply that an agent has any power to bind a company, not expressly, or by necessary implication, given him by the company.

THE INSURANCE COMMISSIONER.

§ 12. There is hereby established a distinct department, [or, a distinct bureau in the office of the Secretary of State, or other office, as the case may be,] to be known as the insurance department, [or bureau,] which shall be charged with the execution of the laws of this State in relation to insurance.

§ 13. [This section will provide for the appointment, salary, term of office, clerks, deputies, etc., and may be in the language of statutes already in force. If a separate officer is not appointed, the section may be as follows: The said is hereby declared to be, *ex-officio*, insurance commissioner.]

§ 14. No person who is a director, officer, or agent of, or directly or indirectly interested in any insurance company, except as insured, shall be commissioner or deputy commissioner; and no officer or agent of any insurance company doing business in this State shall be deputed to examine the affairs of a company under this act.

§ 15. It is the duty of the commissioner:

1. To see that all laws of this State respecting insurance companies are faithfully executed.

2. To file in his office every charter or declaration of organization of a company, with the certificate of the Attorney-General; and, on application of the incorporators, to furnish to them a certified copy thereof.

3. He shall, as soon as practicable, in each year, calculate or cause to be calculated, in his office, by officers or employees of his depart-

ment, [or bureau,] the net value, on the 31st of December of the previous year, of all the policies in force on that day, in each life insurance company doing business in this State, organized by authority of this State; and of every other life insurance company doing business in this State, that shall fail to furnish to him, as hereinafter provided, a certificate of the insurance commissioner of the State by whose authority the company was organized, or by the State in which it may elect to have its policies valued and its deposit made in case the company is chartered by the government of the United States, giving the net values of all policies in force in the company on the 31st day of December of the preceding year.

4. Calculations of the net value of each policy shall be based upon the American Experience Table of Mortality, and four and one-half per cent. interest per annum. And the net value of a policy at any time shall be taken to be the net single premium which will at that time effect the insurance, less the value at that time of the future net premiums called for by the table of mortality and rate of interest designated above.

5. In case it is found that any life insurance company doing business in this State has not on hand the net value of all its policies in force, after all other debts of the company and claims against it, exclusive of capital stock, have been provided for, it shall be the duty of the insurance commissioner to publish the fact that the then existing condition of the affairs of the company is below the standard of legal safety established by this State, and he shall require the company at once to cease doing new business; and he shall immediately institute proceedings, as required in this act, to determine what further shall be done in the case.

6. It is hereby made the duty of the insurance commissioner, after having determined, as above, the amount of the net value of all the policies in force, to see that the company has that amount in safe legal securities, of the description and character hereafter provided in this act; after all its other debts and claims against it, exclusive of capital stock, have been provided for.

7. He shall accept the valuations made by the insurance commissioner of the State under whose authority a life insurance company was organized, when such valuations have been properly made on sound and recognized principles and legal basis, as above: *Provided*, the company shall furnish to the insurance commissioner of this State the certificate from the insurance commissioner of such State, setting forth the value, calculated on the data designated above, of all the policies in force in the company on the previous 31st day of December; and stating that, after all the other debts of the company, and claims against it at that time, were provided for, the company had, in safe securities of the character specified in this act, an amount equal to the net value of all its policies in force; and that said company is entitled to do business in its own State.

8. Every life insurance company doing business in this State during the year for which the statement is made, that fails promptly to furnish the certificate aforesaid, shall be required to make full detailed lists of policies and securities to the insurance commissioner of this State, and

shall be liable for all charges and expenses consequent upon not having furnished said certificate.

9. For every company doing fire insurance business in this State he shall calculate the reinsurance reserve for unexpired fire risks by taking fifty per cent. of the premiums received on all unexpired risks that have less than one year to run, and a *pro rata* of all premiums received on risks that have more than one year to run, provided that when the reinsurance reserve, calculated as above, is less than forty per cent. of all the premiums received during the year, the reinsurance reserve in this case shall be the whole of the premiums received on all its unexpired risks.

10. In marine and inland insurance he shall charge all the premiums received on unexpired risks as a reinsurance reserve.

11. Having charged against a company the reinsurance reserve, as above determined, for fire, inland, and marine insurance, and adding thereto all other debts and claims against the company, he shall, in case he finds the capital stock of the company impaired to the extent of twenty per cent., give notice to the company to make good its whole capital stock within sixty days; and if this is not done, he shall require the company to cease to do new business within this State, and shall, thereupon, in case the company is organized under authority of this State, immediately institute legal proceedings, as required in this act, to determine what further shall be done in the case. Any company receiving the aforesaid notice of the superintendent to make good its whole capital stock within sixty days, shall forthwith call upon its stockholders for such amounts as will make its capital equal to the amount fixed by the charter of said company; and in case any stockholder of such company shall neglect or refuse to pay the amount so called for, after notice personally given, or by advertisement, in such time and manner as the said superintendent shall approve, it shall be lawful for the said company to require the return of the original certificate of stock held by such stockholder, and in lieu thereof to issue new certificates for such number of shares as the said stockholder may be entitled to, in the proportion that the ascertained value of the funds of the said company may be found to bear to the original capital of the said company; the value of such shares, for which new certificates shall be issued, to be ascertained under the direction of the said superintendent, and the company paying for the fractional parts of shares; and it shall be lawful for the directors of such company to create new stock and dispose of the same, and to issue new certificates therefor, to any amount sufficient to make up the original capital of the company. Whenever the capital stock of any joint-stock fire or marine insurance company of this State becomes impaired, the commissioner may, in his discretion, permit the said company to reduce its capital stock and the par value of its shares in proportion to the extent of impairment: *Provided*, that in fixing such reduced capital, no sum exceeding twenty-five thousand dollars shall be deducted from the assets and property on hand, which shall be retained as surplus assets: *And provided*, that no part of such assets and property shall be distributed to the stockholders: *And provided, further*, that the capital stock shall not be reduced to an amount less than that required

by law for the organization of a new company. To examine, or cause to be examined, every detail of the business of any company transacting business of insurance within this State, whenever in his judgment such examination is required by the interests of the policy-holders of such company.

12. It shall be the duty of the insurance commissioner, after he has notified a life insurance company, organized under authority of this State, to cease doing new business until the net value of its policies in force is equal to that called for by the standard of safety established by the State, at once to cause a rigid examination in regard to all the affairs of such company; in case it shall appear that there is no fraud or gross incompetency or recklessness shown to exist in the management, he may, upon publishing the facts in the case, permit such company to continue in charge of its business for one year, provided there is, in his opinion, reason to believe that the company may eventually be able to re-establish the legal net value of all its policies in force. At the end of the year named above, he may renew the permission, in case, on examination, he is satisfied that the company is likely to retrieve its affairs.

13. In case the insurance commissioner does not permit the company to continue in the control of its old business, it is hereby made his duty to institute the necessary proceedings for the protection of its policyholders, in accordance with the laws of this State.

14. To publish the result of his examination of the affairs of any company, whenever he deems it for the interest of the public so to do, in one or more papers of this State.

15. To suspend the entire business of any company of this State, and the business, within this State, of any other company, during its non-compliance with any provision of this act, or whenever its assets appear to him insufficient to justify its continuance in business, by suspending or revoking the certificate granted by him; and to give notice thereof to the insurance commissioner, or other similar officer of every State, and publish the same in the paper in which, by law, State notices are required to be published.

16. To institute, or cause to be instituted, the necessary proceedings, under the laws of this State, to close the affairs of any company of this State which shall appear to him upon examination to be insolvent, or fraudulently conducted.

17. To report in detail, to the Attorney-General, any violation of law relative to insurance companies, their officers or agents, or the business of insurance.

18. To furnish to the companies required by this act to report to him the necessary blank forms for the statements required.

19. To preserve, in permanent form, a full record of his proceedings, and a concise statement of the condition of each company or agency visited or examined.

20. At the request of any person, and on payment of the fee, to give certified copies of any record or papers in his office, when he deems it not prejudicial to public interests so to do, and to give such other certificates as this act provides for.

21. To report annually to the Legislature, on or before the day of, the names and compensation of his clerks: the receipts and expenses of his department for the year; his official acts; the condition of companies doing business in this State; and such other information as will exhibit the affairs of his department.

22. To send a copy of his annual report to the insurance commissioner, or other similar officer, of every other State, and to each company doing business in this State.

23. On request, to communicate to the insurance commissioner of any other State in which the substantial provisions of this act shall be enacted, any facts which, by law, it is his duty to ascertain respecting companies of this State doing business within such other State.

24. To adopt and to renew, from time to time, when necessary, with the approval of the Governor, a seal of office, an impression and description whereof, with the Governor's certificate of approval, shall be filed in the office of the Secretary of State.

25. It shall be his duty to see that no company is permitted to insure lives, in this State, whose charter authorizes it to do fire, marine, or inland insurance business, and that no company shall be permitted to do fire, marine, or inland insurance business in this State whose charter authorizes it to insure lives.

§ 16. The insurance commissioner, for the purposes of examinations authorized by law, has power, either in person or by one or more examiners by him commissioned in writing :

1. To require free access to all books and papers, within this State, of any insurance company, or the agents thereof, doing business within this State.

2. To summon and examine any person being within this State, under oath, which he or any examiner may administer, relative to the affairs and condition of any company.

3. For probable cause, to visit, at its principal office, wherever it may be, any insurance company not of a State in which the provisions of law contained in this act shall be in force, and doing business in this State, for the purpose of investigating its affairs and condition; and to revoke its certificate in this State, if it does not permit an examination.

4. To revoke or modify any certificate of authority, when any conditions prescribed by law for granting it no longer exist.

5. The insurance commissioner has also power to institute suits and prosecutions, either by the attorney-general, or such other attorney as the commissioner may designate, for any violation of this act; and the commissioner is a necessary party to any proceeding instituted for the purpose of closing up the affairs of any company, when the same shall not be in the name of the State.

§ 17. Whoever, without justifiable cause, being within this State, refuses to appear and testify before the commissioner when so required, or obstructs him in the discharge of his duty, shall for each offense be punished by a fine not exceeding one thousand dollars, or by imprisonment not exceeding one year.

§ 18. Every instrument executed by the commissioner of this State, or of any other State, in which the substantial provisions of this

act shall be enacted, pursuant to authority conferred by this act, and authenticated by his seal of office, shall be received as evidence in this State; and copies of papers in his office certified by him, and so authenticated, shall be received as evidence in this State with the same effect as the originals. Every such instrument so executed and authenticated by the commissioner of this State shall be recorded in the same manner, and the same and its record shall have the like effect, as if acknowledged or proved according to law. The impression of the seal may be directly on paper, with or without tenacious substance.

§ 19. There shall be paid by every company, to whom this act applies, the following fees toward defraying the expenses of executing its provisions:

Upon filing the declaration or certified copy of charter, twenty-five dollars.

Upon filing the annual statement, or certificate in lieu thereof, twenty dollars.

For each certificate of authority and certified copy thereof, two dollars.

For every copy of any paper filed in the department, [or bureau,] the sum of twenty cents per folio; and for affixing the official seal to such copy and certifying the same, one dollar.

For valuing policies of life insurance companies, ten dollars per million of insurance, or any fraction thereof.

For official examinations of companies under this act, the actual expenses incurred.

For countersigning and registering policies and annuity bonds, the reasonable expenses of custody, registration, and issue.

§ 20. In case the necessary expenses of said department exceed the amount of fees collected under this act, and paid into the State Treasury, (exclusive of the tax upon premiums,) the excess of such expenses shall be annually assessed by the commissioner, in equal shares, upon all the insurance companies doing business in this State; and the commissioner has power to collect such assessments and pay the same into the State Treasury.

§ 21. No transfer by the insurance commissioner of securities of any kind, in any way held by him in his official capacity, is valid unless countersigned by the Treasurer of the State. It is the duty of the State Treasurer:

1. To countersign any such transfer presented to him by the commissioner;

2. To keep a record of all such transfers, stating the name of the company from whose account the transfer is made; the name of the transferee, unless transferred in blank; and a description of the security;

3. Upon countersigning, to advise by mail the company concerned of the particulars of the transaction;

4. In his annual report to the Legislature, to state the amount of transfers countersigned by him.

§ 22. For the purpose of verifying the correctness of records, the commissioner is entitled to free access to the Treasurer's record re-

quired by section 21, and the Treasurer is entitled to free access to the books and other documents of the insurance department, relating to securities held by the commissioner.

PROVISIONS APPLICABLE TO ALL CLASSES OF COMPANIES.

§ 23. It is unlawful for insurers or their agents to make, negotiate, or solicit, within this State, any contract of insurance, except as authorized in this act.

§ 24. No company hereafter organized in this State shall make insurance upon the lives of individuals, nor grant, purchase, or dispose of annuities unless organized solely therefor, and doing such business exclusively.

§ 25. No declaration of organization or charter of an insurance company formed under any general law of this State, and no alteration or amendment thereof, shall be operative until it has been submitted to the Attorney-General for examination, and found by him to be in accordance with the provisions of this act, and of such general law, and not inconsistent with the constitution and laws of the United States and of this State; and so certified by him, and delivered to the insurance commissioner.

§ 26. The capital stock and accumulations of any insurance company of this State, shall be invested in the bonds or treasury notes of the United States, or bonds of this State, or any other State of the United States, or of any city, town, or county of this State, or of any other State of the United States having legal authority to issue the same, bearing interest; or they may be invested or loaned on mortgages of unencumbered real estate in this or any other State of the United States, worth at least double the amount loaned thereon, exclusive of buildings; except when such buildings are insured and the policies duly assigned as additional security, or loaned on pledges of any of the securities named in this section: *Provided, always*, that the current market value of such pledged securities shall be at all times during the continuance of such loans at least twenty per cent. more than the sum loaned on them, and all such loans are subject to the power of the company to terminate the same in case of depreciation of the securities below that limit: *And provided*, that in all investments made upon mortgage securities the evidence of the debt shall accompany the mortgage or deed of trust. No dividends shall be paid except from surplus in excess of the minimum capital stock required by law, reserved fund for reinsurance of policies, and other liabilities of the company. But this section shall not be construed to affect the power of a company to make dividends not impairing its capital and its reserves.

§ 27. Before any insurance company of this State shall do any business, the insurance commissioner shall cause an examination to be made, either by himself or by a dis-interested person appointed by him for that purpose, who shall certify, under oath, that the capital herein required of the company named in the charter, according to the nature of the business proposed to be transacted by such company, has been paid in in money, and invested in such securities as

are required by section . . of this act, or, if a mutual company, that it has received and is in actual possession of the premiums, or *bona fide* engagements of insurance, or other securities, as the case may be, to the full extent and of the value required by law; and the name and the residence of the maker of each premium note, forming part of the capital or assets, and the amount of such note, shall be reported to the commissioner; and the corporators or officers of such company shall be required to certify, under oath, that the capital exhibited to those persons is *bona fide* property of the company; which certificate shall be filed in the office of the commissioner.

§ 28. Before any insurance company shall commence business in this State, the following conditions must be complied with:

1. It must be fully organized.

2. If it be a company not of this State, a copy of its charter, duly accepted, or its declaration of organization, or deed of settlement, duly approved, as provided in section . . , and duly certified by the insurance commissioner or other proper officer of its own State or nation, with his certificate that the company is entitled to assume risks and issue policies therein, together with the stipulation respecting service of process in this State, required by Article III. of this title, and a statement of the place where it is located, must be filed with the insurance commissioner of this State.

3. Its whole capital must be paid in and invested, and its deposit of securities made, in this State or elsewhere, as required by law; and

4. It must procure from the insurance commissioner of this State a certificate that it has complied with the provisions of the law of this State applicable to it, and is entitled to assume risks and issue policies in this State.

§ 29. No person shall act as agent, in this State, for any company not of this State, in any manner whatever relating to risks, until the last section has been complied with on the part of the company, and he has received from the insurance commissioner a certificate of authority, stating that the foregoing requirements have been complied with, a record of which certificate shall be kept in the office of the commissioner. A renewal certificate must be procured and filed in the month of in each year.

§ 30. Every agent of any insurance company, not of this State, shall, in all advertisements of such agency, publish the location of the company, giving the name of the city, town, or village in which the company is located, and the State or government under the laws of which it is organized.

§ 31. It is unlawful for any insurance company of this State to purchase, hold, or convey real estate anywhere, and for any other insurance company to purchase, hold, or convey real estate within this State, except for the purposes and in the manner and time following:

1. Such as shall be requisite for its accommodation in the transaction of its business; or,

2. Such as shall have been mortgaged to it in good faith, by way of security for loans previously contracted, or for moneys due; or,

3. Such as shall have been conveyed to it in satisfaction of debts previously contracted in the course of its dealings; or,

4. Such as shall have been purchased at sales upon judgments, decrees, or mortgages obtained or made for such debts.

Real estate lawfully acquired as aforesaid, and not necessary for the accommodation of the company in the transaction of its business, shall be sold and disposed of within five years after its acquiring title to the same; unless the company procures a certificate from the insurance commissioner that the interests of the company will suffer materially by a forced sale thereof, and extending the time for the sale to a period fixed in said certificate. Any company of a State in which the provisions of law contained in this act shall be in force, may purchase, hold, and convey real estate within this State, or any other of the said States, for the purposes and in the time and manner above provided for.

§ 32. Every insurance company having deposited securities with the insurance commissioner, whether under this act or any other, must, by its president, secretary, or actuary, examine the securities and compare them with the books of the department [*or bureau*] once or more in each calendar year, at such times, in ordinary business hours, as the company may direct, and if found correct give the commissioner a written acknowledgment that the same, designating the kinds and the amounts, are in his custody at the date of the acknowledgment.

§ 33. Each violation of this act shall subject the party violating to a penalty of five hundred dollars, to be sued for and recovered in the name of the people, either as prescribed by subdivision 5 of section 16, in which case it shall be paid into the funds of the insurance department, [*or bureau,*] or by the district attorney of the county in which the company or persons so violating shall be situated, in which case one-half shall be paid into the treasury of such county, and the other half to the informer of such violation. In case of non-payment of the penalty, the offender is liable to imprisonment for a period not exceeding six months, in the discretion of any court having cognizance thereof.

ANNUAL STATEMENT.

§ 34. Every insurance company doing business in this State must transmit to the insurance commissioner a statement of its condition and business for the year ending on the preceding 31st of December, which statement shall be rendered on the 1st day of January following, or within thirty days thereafter, by fire insurance companies, or within sixty days thereafter by marine and life insurance companies; except that foreign companies shall transmit their statement of business, other than that done in the United States, prior to the following first day of July.

§ 35. The annual statements required by the last section must be in form, and state the particulars required by the blanks prescribed by the commissioner.

§ 36. The insurance commissioner may require, at any time, state-

ments from any company doing business within this State, or any of its officers or agents, on such points as he deems necessary and proper to elicit a full exhibit of its business and standing.

§ 37. The statements required under this act must be verified by the signature and oath of the President or Vice-President, with those of the Secretary or Actuary; or by those of a majority of the Directors.

§ 38. No company having neglected to file a statement required from it, within the time and in the manner prescribed, shall do any new business, after notification by the commissioner, while such neglect continues.

§ 39. Any company neglecting to make and transmit any statement required shall forfeit one hundred dollars for each day's neglect.

§ 40. Any company or person willfully making a false statement in any report to the commissioner is liable to a fine of not less than \$500, and not more than \$1000, to be imposed by any court of competent jurisdiction.

§ 41. The insurance commissioner has authority to prevent publication of any part of the statement, made under this article, until his annual report to the Legislature is made.

§ 42. Every receiver or other judicially appointed trustee of an insurance company of this State, must make the statements required under this article, and all the provisions of this article shall apply to such receivers or trustees.

§ 43. No insurance company not of this State, nor its agents, shall do business in this State, until it has filed with the insurance commissioner of this State a written stipulation, duly authenticated by the company, agreeing that any legal process affecting the company, served on the insurance commissioner or his deputy, shall have the same effect as if served personally on the company within this State. Any such company may, at its option, explicitly designate in its stipulation its principal office or agency in this State, and in such case the stipulation may be that any legal process served on the insurance commissioner or his deputy, and also on the person in charge of such office at the time when service is made, shall have the same effect as if served personally on the company; and that if there be no person in charge, or if he keep himself concealed, or avoid service, such process may be served on him, or at such office, by publication, or posting, or otherwise, in the manner which shall then be prescribed by the law of this State for substituted service; and that if such company should cease to maintain such an office in this State, so designated, such process may thereafter be served on the insurance commissioner or his deputy alone.

§ 44. So long as any liability of the stipulating company to any resident of this State continues, such stipulation cannot be revoked or modified; except that a new one may be substituted so as to require or dispense with service at the office, or to change the designation of such office.

§ 45. Service of process, according to a stipulation under section 43, shall be sufficient personal service on the company. A copy of each stipulation certified by the commissioner, and his certificate of

the revocation or modification of such stipulation, that a company has no office within the State duly designated by such stipulation, and that process has been duly served on him or his deputy, or either of such facts, shall be sufficient evidence thereof.

§ 46. When process against or affecting an insurance company is served on the insurance commissioner or his deputy, he must file the same, and mail a certified copy to the company at its home office, postage prepaid.

§ 47. The term "process" in this act includes any writ, summons, or order, whereby any action, suit, or proceeding shall be commenced, or which shall be issued in or upon any action, suit, or proceeding.

FIRE INSURANCE COMPANIES.

§ 48. No joint-stock fire insurance company shall be organized in this State, or do business in this State, unless it has at least two hundred thousand dollars capital.

§ 49. No mutual fire insurance company not of this State shall do business in this State.

§ 50. No fire or inland insurance company of this State, or doing business in this State, shall expose itself to any loss on any one fire or inland navigation risk or hazard, either by one or more policies, to an amount exceeding five per cent. of its paid-up capital in the case of a fire, or ten per cent. in the case of an inland insurance company, whether re-insured or not.

§ 51. No fire insurance company shall make any dividend, except from the surplus profits arising from its business. In estimating such profits, there shall be reserved therefrom :

1. A sum equal to the whole amount of premiums on unexpired risks and policies, which are hereby declared to be unearned premiums ;

2. All sums due the company on bonds and mortgages, bonds, stocks, and book accounts, of which no part of the principal, nor the interest thereon, has been paid during the preceding year, and for which foreclosure or suit has not been commenced, or which, after judgment obtained thereon, shall have remained more than two years unsatisfied, and on which interest shall not have been paid ; and,

3. All interest due or accrued and remaining unpaid : *Provided*, that any company may declare dividends not exceeding ten per cent. on its capital stock, in any one year, that possesses an accumulated fund in addition to the amount of its capital stock, and of such dividend, and all actual outstanding liabilities, equal to one-half of the amount of all premiums on risks not terminated at the time of making such dividend. Any dividend made contrary to this section shall subject the company making the same to a forfeiture of its charter, and each stockholder receiving it to a liability to the creditors of such company, to the extent of the dividend received, beside the other penalties and punishments prescribed by law. This section shall not apply to the declaration of scrip dividends by participating companies ; but no such scrip dividend shall be paid, except from surplus profits after reserving all sums as above provided, including the whole

amount of premiums on unexpired risks. The word "year," wherever used in this section, shall be construed to mean the calendar year.

§ 52. Any joint stock fire insurance company may (upon the written consent of the holders of three-fourths in amount of the stock) permit the insured to participate in the profits of its business, and provide how far any scrip, issued to the insured for such profits, shall be liable for the losses to be sustained; and any company so doing, whenever an amount not less than one hundred thousand dollars has been accumulated, and scrip so issued therefor, may, upon the written consent of the holders of three-fourths in amount of the stock, pay off and cancel an amount of the original cash capital equal to one half of the accumulated profits, and so may continue from time to time until the whole amount of the original cash capital is paid off: *Provided*, that before any portion of such capital stock shall be so paid off, proof shall be exhibited to the insurance commissioner that an amount of accumulated profits has been realized, scrip issued therefor, and investments made thereof, pursuant to the provisions of section . . . of this act, at least equal to double the amount so desired to be paid off and canceled, and the said commissioner shall also first certify that he is satisfied with such proof.

§ 53. No fire insurance company of any other State of the United States, in which the substantial provisions of this act shall be enacted, shall be required to make any deposit in this State.

§ 54. No foreign fire insurance company shall do business in this State, unless it has on deposit with the commissioner of this State, for the benefit of all its policyholders in the United States, the sum of two hundred thousand dollars, invested and valued as prescribed in section . . . , or unless it has complied with the next section.

§ 55. A foreign fire insurance company, which has its principal office in the United States in any State where the provisions of law contained in this act shall be in force, may file with the insurance commissioner of this State a certificate made by the insurance commissioner of such other State, that he holds a deposit made by such company, such as is described in the last section. No deposit shall be required in this State from such company while the deposit so certified remains sufficient.

§ 56. No foreign insurance company shall make any contract of insurance against loss or damage by fire or inland navigation risks, nor expose itself to any such loss by any one risk, for any greater amount in proportion to its capital, as determined by the following provisions, than companies of this State may.

§ 57. For the purposes of this act, the capital of any foreign insurance company doing fire insurance business in this State shall be deemed to be the aggregate value of its deposits and investments, made and certified according to the provisions of this act, in the United States, after making the same deductions therefrom, for losses and all liabilities within the United States and for premiums on unexpired risks, as are made in the case of companies of this State: *Provided*, that such assets be vested in and held within the United States, by trustees, citizens of the United States, appointed by the board of directors of the company, and approved by the insurance commissioner

of the State where invested, for the benefit of all the policyholders and creditors in the United States. The trustees so chosen are hereby empowered to take, hold and convey real and personal property for the purposes of the trust, subject to the same restrictions as insurance companies of this State.

§ 58. The annual certificate of the insurance commissioner, given to any foreign fire insurance company or its agents, within this State, under section . . . , must state the amount of the capital of the company, ascertained by him as defined by the last section.

§ 59. All the provisions contained in this title respecting fire insurance companies shall apply to companies doing an inland insurance business, so far as, from the nature of the business of inland insurance, the same may be applicable.

LIFE INSURANCE COMPANIES.

§ 60. No life insurance company shall be organized or do business in this State unless it has at least one hundred thousand dollars, capital or assets, invested as provided in this act.

§ 61. No life insurance company of this State shall do business in this State or elsewhere, and no other life insurance company, except as provided in section —, shall do business in this State, unless it has on deposit with the insurance commissioner or other financial officer of this State, as security for all its policyholders, stocks or bonds of this State or of the United States to an amount the actual market value of which, exclusive of interest, shall never be less than one hundred thousand dollars, which stock or bonds shall be retained by the commissioner or other designated officer, and disposed of as directed by law: *Provided, however*, that personal obligations, secured by first mortgages on real estate within this State, worth, exclusive of all buildings, at least double the amount of the lien, and bearing an interest of not less than six per cent. per annum, may be received by the said financial officer of this State, instead of bonds or stocks, to the amount of not exceeding fifty thousand dollars.

§ 62. As long as any policies of the depositing company remain in force, the insurance commissioner shall hold the deposit mentioned in the last section as security for all holders of its policies.

§ 63. Any life insurance company of any other State of the United States in which the provisions of law contained in this act shall be in force, may file with the insurance commissioner of this State a certificate of the insurance commissioner of such other State, that, as such officer, he holds in trust and on deposit, for the benefit of all the policyholders of such company, the deposit above described, stating the items of the securities so held; and that he is satisfied that such securities are worth one hundred thousand dollars. No deposit shall be required in this State while the said deposit so certified remains.

§ 64. When any life insurance company, doing business in this State, desires to relinquish its business, the insurance commissioner shall, on its application, under the oath of the president or vice-president, and secretary or actuary, give notice of such intention in the paper in which the State notices are directed to be inserted, at least

twice a week for six months; and after such publication he shall deliver up to such company, or its assigns, any securities held by him belonging to it, on being satisfied by the exhibition of its books and papers, and on examination, by himself or a person appointed by him, and upon the oath of the president or vice-president, and the secretary or actuary of the same, that all liabilities due, or to become due, on any agreement made with any citizens of the United States, are paid and extinguished. And the commissioner may also, from time to time, deliver up to such company, or its assigns, any part of said securities, on being satisfied by any other competent proof that all liabilities due, or to become due on any agreement made by it, are less than one-half of the amount of the securities he still retains. Any foreign life insurance company having made such publication, may, in the discretion of the insurance commissioner, withdraw one-half of its deposit of one hundred thousand dollars, on registering, according to the provisions of law for registered policies, all its outstanding policies issued to citizens or residents of the United States, and covenanting to maintain unimpaired the re-insurance deposit for such registered policies at all future times, and specially pledging for their security all future premiums payable on American policies.

§ 65. Any life insurance company of this State may, at any time, assign to the insurance commissioner securities, such as are described in section —, to the amount of twenty-five thousand dollars or more, in addition to the deposits required by that section, to be held by him in trust for the benefit of all holders of its policies and bonds registered under section —, and not to be transferred by him without the written application of the company, or its receiver duly appointed, and for the purpose of paying such holders.

§ 66. Upon being furnished by the depositing company with policies and annuity bonds, consecutively numbered, executed by the company in duplicate, each bearing the words, "The present net value of this policy is secured by pledge of public stocks or bonds and mortgages," and of such denominations and amounts as the company may require, within the limits prescribed by section . . ., the commissioner shall register the same in books provided for the purpose, and countersign, seal, and deliver to the company the originals, and file the duplicates. Mutilated registered policies and annuity bonds, issued to a company, shall be received back by the commissioners, and others delivered in lieu thereof, of like tenor and date; and in case of lost policies or bonds, he shall furnish certified copies of the duplicates on file.

§ 67. Receipts for renewal premiums on registered policies must be countersigned or stamped in the insurance department; and no policies shall be marked off or canceled on the books of a registering company, except those the renewal receipts for which are returned to the department, or other proof satisfactory to the commissioner is furnished, that they have not been taken or have ceased to be in force.

§ 68. The commissioner shall value the policies and annuity bonds registered under the last section, according to the rules prescribed by section . . ., and in no case shall the aggregate amount of the net value of said policies and bonds issued to any company exceed the value of

the securities he holds by its transfer, as provided in section ... He may, upon satisfactory proof presented in writing, and filed with him, that the securities so held by him exceed the net present value of outstanding registered policies and annuity bonds issued to the depositing company, allow it to withdraw the excess.

§ 69. Hereafter any company that shall issue a registered policy shall be thereafter prohibited from issuing unregistered policies.

§ 70. Nothing in this act shall be construed as implying any obligation on the part of the State to pay policies or annuity bonds of companies, except as to the net value thereof by a proper application of the securities deposited or transferred to the objects declared by the act.

§ 71. So long as any deposit required by this article is kept good, and the depositing company is solvent, the commissioner may permit the company to collect the interest or dividends on its securities so deposited; and from time to time to withdraw any of such securities, on depositing with him others of equal value and like character.

§ 72. Any life insurance company, organized under a law of Congress, shall elect one State in which its policies shall be valued, and the certificate of the proper officer of such State that such has been done, shall be received by the commissioner of this State as of the same force and effect as if such company had been organized under the laws of such State. And such company shall comply with the law of the State so selected as regards the deposit required to be made therein for the protection of policyholders; and the certificate of the commissioner of such State that said deposit has been duly made, shall be received by the commissioner of this State as of the same effect as if said company had been organized under the laws of the State so selected.

MARINE INSURANCE COMPANIES.

§ 73. No joint stock marine insurance company shall hereafter be organized in this State, unless it has a paid up capital of at least five hundred thousand dollars.

§ 74. No marine insurance company of any other State in which the substantial provisions of this act shall be enacted, shall be required to make any deposit in this State.

§ 75. No foreign marine insurance company shall do business in this State unless it has on deposit with the commissioner of this State the sum of four hundred thousand dollars, invested and valued as prescribed in section ..., or unless it has complied with the next section.

§ 76. A marine insurance company of a foreign nation which has its principal office for the United States in any State in which the substantial provisions of this act shall be enacted, may file with the insurance commissioner of this State a certificate made by the insurance commissioner of such other State, that he holds a deposit made by such company, such as is described in the last section. No deposit shall be required in this State from such company while the deposit so certified remains.

Mr. Fuller entered a motion to reconsider the vote whereby House bill, No. 612, for "An act to authorize the transfer of the boys in the Chicago Reform School to the State Reform School at Pontiac, and to provide for defraying the expenses of such transfer," was passed.

The special order was then taken up, being

Senate bill, No. 330, for "An act to reduce the fees of certain county officers, existing at the time of the adoption of the constitution of 1870, and to fix the fees and compensation of certain county officers named therein, who have been or may be elected under the provisions of said constitution, classifying the counties according to population and fixing a scale of fees in each class for the aforesaid officers, and to provide the mode of rendering their accounts."

Mr. Hampton offered the following amendment:

Amend section 1, by striking out all of said section which relates to the classification of counties.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 27
Nays 14

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Banga,
Bishop,
Bowman,
Bush,
Daggett,
Eddy,
Flagg,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Landrigan,
Little,
Marsh,

Messrs. Nicholson,
Pierce,
Reddick,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Voria.

Those voting in the negative are,

Messrs. Alexander,
Carter,
Dore,
Early,
Edsall,

Messrs. Fuller,
McNulta,
Richardson,
Van Dorston,
Washburn,

Messrs. Whiting,
Wilkinson,
Williams,
Woodard.

So the Senate adopted the amendment.

Mr. Pierce offered an amendment to Senate bill No. 330.

Mr. Strevell offered an amendment to the amendment.

Mr. Pierce offered the following motion in the form of a resolution:

Resolved, That the pending amendments be referred to the committee on fees and salaries, with instructions to incorporate the principle of affixing stamps as receipts for services rendered so far as they can make it practicable, and to make the items of service such as it will be convenient to stamp.

On motion of Mr. Dore,

Debate on the resolution was ordered closed.

The question being on the adoption of the resolution,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 15
Nays 17

Those voting in the affirmative are,

Messrs. Anderson,
Daggett,
Dore,
Edsall,
Flagg,

Messrs. Fuller,
Holcomb,
Jewett,
Landrigan,
Nicholson,

Messrs. Pierce,
Reddick,
Strevell,
Washburn,
Wilkinson.

Those voting in the negative are,

Messrs. Allen,
Bangs,
Bush,
Carter,
Donahue,
Early,

Messrs. Eddy,
Hampton,
Hunter,
Kerr,
McNulta,
Richardson,

Messrs. Senter,
Solomon,
Underwood,
Van Dorston,
Williams.

So the Senate refused to adopt the resolution.

On motion of Mr. Jewett,

The bill and amendments were referred to the committee on fees and salaries.

By unanimous consent,

Mr. Dore introduced

Senate bill, No. 379, for "An act to authorize directors of charitable institutions to sell real estate."

Which was read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. Dore,

Referred to the committee on judiciary.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly enrolled, to-wit:

Senate bill, No. 249, for "An act to regulate the time of holding courts in the eighth judicial circuit."

Mr. Eddy, from the joint committee on enrolled bills, reports having laid before the Governor, on the 11th day of January, 1872, enrolled bill of the following title, to-wit:

Senate bill, No. 249, for "An act to regulate the time of holding courts in the eighth judicial circuit."

By unanimous consent,

Mr. Bush offered the following; which was laid over under the rule:

Resolved, That in the opinion of the Senate the compensation of county judges should be a fixed salary and not a *per diem* allowance as provided in this bill.

At 12:45 o'clock P. M.,

On motion of Mr. Edsall,

The Senate adjourned until 2:30 o'clock P. M.

TWO-THIRTY O'CLOCK P. M.

Senate met, pursuant to adjournment.

Mr. Carter moved to reconsider the vote whereby Senate bill, No. 330, was recommitted to the committee on fees and salaries; which motion was lost.

Mr. Kerr, from the committee on elections, to which was referred Senate bill, No. 350, for "An act to provide for the election of boards of election," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

The bill was then read at large a second time, and,

On motion of Mr. Starne,

Was laid on the table and ordered printed.

Mr. Kerr, from the committee on elections, to which was referred Senate bill, No. 318, for "An act to provide for the election of members of the General Assembly," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered to be engrossed and printed for a third reading.

Mr. Pierce, from the joint committee of conference, on House bill No. 586, made the following report as the opinion of the majority of the committee:

To the Senate and House of Representatives:

The committee of conference, to which was referred the differences between the two houses with reference to the Senate amendments to House bill, No. 586, for "An act to make appropriations to pay certain expenses of the State government for which no appropriation has heretofore been made," having had the same under consideration, beg leave to report that they recommend that the House concur with the Senate in its amendments to said bill.

All of which is respectfully submitted.

WILLIAM M. SPRINGER,

ADDISON GOODELL,

On behalf of the House.

WILLIAM P. PIERCE,

On behalf of the Senate.

Mr. Dore, from the committee of conference, made the following report, as the opinion of the minority of the committee:

The undersigned, members of the committee of conference, appointed to take into consideration the disagreeing votes of the Senate and House of Representatives, upon certain items in House bill No. 586, beg leave to report that they differ from the majority of said committee, for the reason that they believe the items stricken out by the Senate should be paid by the State, and not by the members of the canal and river improvement committee. The reason assigned by a majority of the committee of conference, to-wit: That the Senate would not recede from its amendments, is not good. The bill, as amended by the Senate pays all the committee expenses of that body, but rejects a portion of the House expenses, which had received the sanction of more than one hundred and eighteen votes in the latter body. We think that the rules of comity between the two houses, would require the Senate to recede from its amendment.

J. C. DORE,

A. J. GALLOWAY.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 650, for "An act to make an appropriation to pay for fitting up the Hall of the House of Representatives and the Senate Chamber, for the use of this General Assembly."

In the passage of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of bills of the following titles, to-wit:

Senate bill, No. 276, for "An act to increase the jurisdiction of justices of the peace and police magistrates."

Senate bill, No. 298, for "An act to provide against the evils resulting from the sale of intoxicating liquors in the State of Illinois."

Mr. Dore moved that the Senate recede from their amendments to the bill (H. B. No. 586.)

On motion of Mr. Bush,

The previous question was ordered.

The question being, "Will the Senate recede from their amendments?"

It was decided in the negative, as follows: } Yeas 15
Nays 24

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Bowman,
Dore,
Early,

Messrs. Edsall,
Jewett,
Langley,
Marsh,
McNulta,

Messrs. Reddick,
Strevel,
Van Dorston,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Bishop,
Bush,
Carter,
Crawford,
Daggett,
Eddy,

Messrs. Flagg,
Hampton,
Holcomb,
Hunter,
Kerr,
Little,
Nicholson,
Pierce,

Messrs. Richardson,
Senter,
Solomon,
Starnes,
Underwood,
Washburn,
Wilkinson,
Williams.

The Senate then concurred with the majority report of the committee of conference.

Mr. Bishop, from the committee on judiciary, to which was referred Senate bill, No. 229, for "An act to increase the jurisdiction of county courts," reported the same back, with amendments, and recommended their adoption.

The report of the committee was concurred in, and the bill Ordered engrossed and printed for a third reading.

Mr. Flagg, from the committee on education, to which was referred Senate bill, No. 328, for "An act concerning county superintendents of schools," reported the same back, with amendments.

On motion of Mr. Flagg,

The bill and amendments were laid on the table, and 500 copies ordered printed.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 292, for "An act to provide for the re-assessment of property, where the records of assessment have been lost or destroyed," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

Mr. Jewett, from the committee on judiciary, to which was referred Senate bill, No. 366, for "An act increasing the number of masters in chancery in certain counties," reported the same back, with an amendment, and recommended its adoption.

The report of the committee was concurred in, and

Senate bill, No. 366, for "An act increasing the number of masters in chancery in certain counties,"

Was taken up, read at large a second time, and

Ordered to be engrossed and printed for a third reading.

Mr. Jewett, from the committee on judiciary, to which was referred Senate bill, No. 369, for "An act relative to the appointment of masters in chancery," reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the bill

Ordered to lie upon the table.

Mr. Jewett, from the committee on judiciary, to which was referred House bill, No. 602, for "An act to prevent the unjust collection, by incorporated cities and towns, of taxes levied upon property destroyed by fire, and to authorize the common council of such cities, or board of trustees of such towns, to change or amend appropriation bills, to pass new appropriation bills, to reduce taxes and special assessments in certain cases, and to discontinue special improvements," reported the same back, and recommended its passage.

The report of the committee was concurred in, and

House bill, No. 602, for "An act to prevent the unjust collection, by incorporated cities and towns, of taxes levied upon property destroyed by fire, and to authorize the common council of such cities, or board of trustees of such towns, to change or amend appropriation bills, to pass new appropriation bills, to reduce taxes and special assessments in certain cases, and to discontinue special improvements,"

Was taken up, read at large a second time, and

Ordered to a third reading.

Mr. Fuller, from the committee on railroads and warehouses, to which was referred the following nomination, reported the same back, and recommended that the Senate advise and consent to said nomination:

SPRINGFIELD, Nov. 28, 1871.

HON. JOHN DOUGHERTY, *President of the Senate*:

SIR: I have the honor to inform the Senate, that on the 7th day of July, 1871, in pursuance of "An act to regulate public warehouses and

the warehousing and inspection of grain, and to give effect to article XIII of the constitution of this State,' approved April 25, 1871," I appointed Benjamin F. Tompkins of Cook county, chief inspector of grain, and do now appoint him, the said Benjamin F. Tompkins, chief inspector of grain, and in which appointment respectfully ask the concurrence of the Senate.

JOHN M. PALMER.

The question then being, "Will the Senate advise and consent to the above nomination?"

It was decided in the affirmative, as follows: { Yeas..... 40
Nays 00

Those voting in the affirmative are,

Messrs. Alexander,

Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Bush,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,
Edsall,

Messrs. Flagg,

Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Landrigan,
Langley,
Little,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,

Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Williams.

So the Senate advised and consented to the nomination.

Mr. Fuller, from the committee on railroads and warehouses, to which was referred the following nominations of the Governor, reported the same back, and recommended that the Senate advise and consent to said nominations:

HON. JOHN DOUGHERTY, *President of the Senate*:

SIR: I have the honor to inform the Senate, that on the 3d day of July, A. D. 1871, in pursuance of the provisions of "An act to establish a Board of Railroad and Warehouse Commissioners, and prescribe their powers and duties, approved April 13, 1871," I appointed Hon. Gustavus Koerner, of St. Clair county, Richard P. Morgan, Jr., Esq., of McLean county, and David S. Hammond, Esq., of Cook county, railroad and warehouse commissioners, and now appoint them, the said Gustavus Koerner, Richard P. Morgan, Jr., and David S. Hammond, such commissioners, and respectfully ask the concurrence of the Senate therein.

JOHN M. PALMER.

The question then being, "Will the Senate advise and consent to the above nominations?"

It was decided in the affirmative, as follows: { Yeas..... 40
Nays..... 00

Those voting in the affirmative are,

Messrs. Allen,
Alexander,
Anderson,

Messrs. Bangs,
Bishop,
Bowman,

Messrs. Bush,
Carter,
Daggett,

Messrs. Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Hampton,
Harian,
Holcomb,
Hunter,
Jewett,

Messrs. Landrigan,
Langley,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Solomon,
Starna,
Strevell,
Underwood,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

So the Senate advised and consented to the nominations.

Mr. Richardson, from the committee on judiciary, to which was referred Senate bill, No. 371, for "An act to amend the law in respect to injuries to the person," reported the same back, without recommendation.

On motion of Mr. Richardson,
The bill was ordered to a second reading.

Mr. Richardson, from the committee on judiciary, to which was referred Senate bill, No. 376, for "An act relating to the election, duties and compensation of assessors and collectors in cities and villages in certain counties under township organization," reported the same back, and recommended its passage.

The report of the committee was concurred in, and
Senate bill, No. 376, for "An act relating to the election duties and compensation of assessors and collectors in cities and villages in certain counties under township organization,"

Was taken up, read at large a second time, and,

On motion of Mr. Edsall,
Laid on the table and ordered printed.

Mr. Edsall, from the committee on judiciary, to which was referred House bill, No. 261, for "An act in relation to the sale of casks, barrels, kegs, boxes and bottles used by the manufacturers of ale, porter, mineral waters, and others," reported the same back, and recommended it do not pass.

The bill was placed on file for a second reading.

Mr. Holcomb, from the committee on insurance, to which was referred Senate bill, No. 355, for "An act to amend an act entitled 'an act to incorporate and to govern fire and marine and inland insurance companies doing business in the State of Illinois,'" reported the same back, with an amendment, and recommended its adoption.

The report of the committee was concurred in, and
Senate bill, No. 355, for "An act to amend an act entitled 'an act to incorporate and to govern fire and marine and inland insurance companies doing business in the State of Illinois,'"

Was taken up, read at large a second time, and

Ordered to be engrossed and printed for third reading.

Mr. Anderson, from the committee on municipalities, to which was referred Senate bill, No. 345, for "An act to define the jurisdiction of the cities and incorporated towns bordering on the Ohio river," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill Ordered engrossed and printed for a third reading.

Mr. Eddy, from the committee on judiciary, to which was referred Senate bill, No. 375, for "An act requiring physicians and surgeons practicing in this State to register, and prescribing penalties for violation of this act," reported the same back without recommendation.

On motion of Mr. Pierce,

The bill was referred to the committee on domestic relations.

Mr. Underwood, from the committee on judiciary, to which was referred House bill, No. 249, for "An act in regard to attachments before justices of the peace," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill Ordered to a third reading.

Mr. Jewett, from the committee on railroads and warehouses, to which was referred Senate bill, No. 362, for "An act to require passengers on horse railroads to pay fare," reported the same back by substitute in the form of an amendment, and recommended its adoption.

The report of the committee was concurred in, and the bill Ordered to a second reading.

Mr. Underwood, from the committee on judiciary, to which was referred a resolution concerning lying contrary to law, reported the same back and recommended it lie on the table.

The report of the committee was concurred in, and the resolution Ordered to lie upon the table.

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 271, for "An act to make an appropriation to George W. Chatterton, for printing paper furnished the 26th General Assembly," reported the same back with an amendment, and recommended the adoption of the amendment.

The report of the committee was conferred in, and the bill Ordered to a second reading.

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 331, for "An act to establish the salaries of inferior local courts in cities having less population than five thousand inhabitants," reported the same back with amendments, and recommended the adoption of the amendments.

The report of the committee was concurred in, and the amendments adopted.

Mr. Langley moved to lay the bill and amendments on the table, to be printed; which motion was lost.

Mr. Eddy, from the joint committee on enrolled bills, reports as having been properly enrolled, Senate bills of the following titles to-wit:

Senate bill, No. 298, "An act to provide against the evils resulting from the sale of intoxicating liquors in the State of Illinois,"

Senate bill, No. 276, for "An act concerning the increase of the jurisdiction of justices of the peace and police magistrates."

Mr. Eddy, from the joint committee on enrolled bills, reports having laid before the Governor, on the 11th day of January, A. D. 1872, enrolled bills of the following titles, to-wit:

Senate bill, No. 298, for "An act to provide against the evils resulting from the sale of intoxicating liquors in the State of Illinois."

Senate bill, No. 276, for "An act concerning the increase of the jurisdiction of justices of the peace and police magistrates."

Mr. Crawford offered the following amendment; which was adopted:

Add to section 1: "*Also provided*, that when the salary now provided by law is less than herein named, then, in such cases, they shall only be paid the amount they are now entitled to by law."

The bill was then ordered to be engrossed and printed for a third reading.

By unanimous consent,

Mr. Woodard called up the House message on Senate bill, No. 292, for "An act to provide for the re-assessment of property where the records of assessment has been lost or destroyed."

The question being, "Will the Senate concur in the following amendments of the House of Representatives?"

Amend the first section by striking out the word "city," in the third line, and after the words "assessment rolls," in the first line of said section, add "or the records of any tax levy."

Strike out in the first section, eighteenth line, all after the words "of this State."

Add to the first section after words "of this state," in the eighteenth line, the following: "It shall be the duty of the county clerk to extend the rate of taxation for State purposes upon such assessment, the same as if it had been equalized by the State board of equalization, and such assessment shall be made by the officers of law who may be in office at the time of making the new assessment as herein provided for, and such new assessment shall be as valid as if such assessment had been made at the time provided by law. The county board, upon the return of the assessment made under this act, shall have authority to levy the annual taxes for county, town, school or other purposes authorized to be extended against the assessment of property, the same as if such assessment had been made in the manner and time provided by law."

Additional section, to be called "Section 2. Whenever a large part of the taxable property of any township, city, town or village in any county of this State has been heretofore, or may be hereafter destroyed by fire or other casualty, after the annual assessment thereof, and before the collection therefore, the county board may proceed under and according to the provisions of the first section of this act, to make a new assessment as to such township, city, town, village, or tax district; or such county board, or authority levying the same, may abate or remit on the property so destroyed a portion or all of the tax thereon, in their respective districts, except the State tax."

Strike out section 2 and insert the following: "Section 3. Whereas by reason of the destruction of the assessment rolls of Cook county, for the State, county and other taxes for the year 1871, it is impossible to collect any portion of said taxes therein until a new assessment shall be made; therefore an emergency exists, and this act shall take effect and be in force from and after its passage."

Amend the title so as to read as follows: "A bill for an act to provide for the re-assessment and taxation of property where the records of assessment have been lost or destroyed, and to authorize the re-assessment or abatement of taxes in certain cases."

And the yeas and nays being demanded on the amendments,

It was decided in the affirmative, as follows: { Yeas.....84
Nays..... 0

Those voting in the affirmative are,

Messrs. Alexander,

Allen,
Bangs,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,

Messrs. Flagg,

Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Landrigan,
Langley,
McNulta,
Nicholson,
Reddick,

Messrs. Richardson,

Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Whiting,
Wilkinson,
Williams,
Woodard.

The amendments having received a two-third vote, were declared adopted.

Mr. Flagg (by unanimous consent) introduced

Senate bill, No. 380, for "An act to enable the Auditor to make a dividend of two-thirds of the school fund, in proportion to the number of persons in each county."

Which was read at large a first time, and

Referred to the committee on education.

Mr. Langley introduced,

Senate bill, No. 381, for "An act to attach the county of Ford to the twentieth judicial circuit, and fix the times of holding terms of court therein."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Pierce, from the committee on railroads and warehouses, to which was referred Senate bill, No. 354, for "An act to provide for the registration of bonds issued to railroad companies of this State, by subscriptions or donations of counties, townships, cities and towns, and to legalize the vote authorizing the issue of said bonds," reported the same back with amendments, and recommended the adoption of the amendments.

On motion of Mr. Strevell,

The bill and amendments were laid on the table, and ordered printed.

Mr. Alexander, from the select committee, consisting of Senators, Alexander, VanDorston, Washburn and Anderson, to whom was referred House bill, No. 388, for "An act explaining an act entitled 'an act to change the county line between Perry and Franklin counties,' approved 6th of February, A. D. 1835," reported the same back and recommended its passage.

The report of the committee was concurred in, the bill was read at large a second time, and

Ordered to a third reading.

At 5:40 o'clock P. M.,

On motion of Mr. Eore,

The Senate adjourned until 10 o'clock A. M.

FRIDAY, JANUARY 12, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Joiner.

The journal of Saturday was being read, when,

On motion of Mr. Nicholson,

The further reading of the same was dispensed with.

On motion of Mr. Whiting,

Leave of absence, for two hours, was granted Mr. Crawford.

On motion of Mr. Nicholson,

Indefinite leave of absence was granted Mr. Solomon.

On motion of Mr. Dore,

Indefinite leave of absence was granted Mr. Jewett.

On motion of Mr. Pierce,

Indefinite leave of absence was granted Mr. Eddy on account of sickness.

The roll of the Senate was then called, when

The following Senators (49) answered to their names:

Messrs. Alexander,

Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,

Messrs. Flagg,

Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,

Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

On motion of Mr. Dore,

The rules were suspended, and

House bill, No. 602, for "An act to prevent the unjust collection, by incorporated cities and towns, of taxes levied upon property destroyed by fire, and to authorize the common council of such cities, or board of trustees of such towns, to change or amend appropriation bills, to pass new appropriation bills, to reduce taxes and special assessments in certain cases, and to discontinue special improvements,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 39
Nays 0

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Bowman,
Bush,
Carter,
Daggett,
Donahue,
Dore,
Early,
Edsall,
Epler,
Fuller.

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Reddick,

Messrs. Richardson,
Senter,
Starne,
Strevel,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

The bill containing an emergency clause, and having received a two-thirds majority, was declared passed.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

Mr. Edsall offered the following resolution :

Resolved, That the order of business be taken up where it was left at the time the Senate adjourned on yesterday, and that the same be continued from day to day until the Senate go through with the entire order of business.

The rules were suspended, and the resolution was adopted.

Mr. Senter, from the committee on revenue, introduced Senate bill, No. 382, for "An act for the assessment of property, and for the levy and collection of taxes."

Which was read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. Fuller,
Five hundred copies ordered printed.

Mr. Langley, from the committee on municipalities, to which was referred Senate bill, No. 279, for "An act to enable towns, cities and villages to acquire and maintain public parks and drives," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Donohue, from the committee on municipalities, to which was referred Senate bill, No. 294, for "An act concerning the appointment and removal of city officers in all cities in this State having more than one hundred thousand inhabitants, conferring additional powers and duties upon the mayors of such cities, and concerning appropriation, bills or ordinances that may be passed in such cities," reported the same back and recommended it be laid on the table.

The report of the committee was concurred in, and the bill

Ordered to lie upon the table.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of the Senate amendments to the following bills, to-wit :

House bill, No. 7, for "An act for the protection of farmers and fruit growers."

House bill, No. 120, for "An act concerning bail in civil cases,"

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred Senate bill, No. 76, for "An act to prohibit stock animals from running at large in this State," reported the same back with House amendments, and recommended the concurrence of the Senate therein.

Mr. Alexander moved to postpone the consideration of the bill and amendments to and make it the special order for Wednesday, January 17, 1872, at 11 o'clock, A. M.; which was lost.

Mr. Alexander then offered the following amendment to Senate bill No. 76:

Amend House amendment to section one by striking out "October" and inserting "December," and adding after the words "seventy-two," the following: "*Provided*, that the law shall not take effect in any county until after a majority of the voters of such county shall have voted in favor of keeping up stock."

On motion of Mr. Dore,

Debate on Mr. Alexander's amendment was closed.

The question then being on the adoption of Mr. Alexander's amendment,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 14
Nays..... 25

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bowman,
Bush,

Messrs. Hampton,
Harlan,
Landrigan,
Senter,
Van Dorston,

Messrs. Vaughan,
Washburn,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Carter,
Daggett,
Donahue,
Dore,
Early,
Edsall,
Flagg,
Fuller,

Messrs. Hunter,
Kerr,
Langley,
Lanning,
Marsh,
McNulta,
Nicholson,
Pieroa,

Messrs. Reddick,
Richardson,
Starne,
Strevel,
Underwood,
Voris,
Whiting,
Wilkinson.

So the amendment offered by Mr. Alexander was lost.

Mr. Alexander then offered the following amendment to Senate bill No. 76:

Amend House amendment to section 1, by striking out "October" and inserting "December," and adding after the words "seventy-two," the following: "*Provided*, that the law shall not take effect in any county in which a majority of the votes cast on that subject at the election in November, 1872, shall have been against keeping up stock."

The chair declared the amendment out of order.

Mr. Alexander took an appeal from the decision of the chair.

And the question being, "Shall the decision of the chair stand as the decision of the Senate?"

It was decided in the affirmative, and the decision of the chair was sustained by the Senate.

On motion of Mr. Fuller,
The previous question was ordered.

The question then being upon concurring with the House in their amendments to the bill,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....28
Nays 9

Those voting in the affirmative are,

Messrs. Bishop,
Bush,
Carter,
Daggett,
Donahue,
Early,
Edsall,
Epler,
Flagg,
Fuller,

Messrs. Holcomb,
Hunter,
Kerr,
Landrigan,
Langley,
Lanning,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Starne,
Strevell,
Underwood,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Allen,
Anderson,

Messrs. Bowman,
Hampton,
Harlan,

Messrs. Vaughan,
Washburn,
Williams.

So the Senate concurred with the House in their amendments.

On motion of Mr. Fuller,
Senate bill, No. 882, was made the special order for Tuesday, January 16, 1872, at 11 o'clock, A. M.

Leave of absence was granted Mr. Daggett until Tuesday next.

On motion of Mr. Anderson,
The Adjutant-General's report was taken up, and
Referred to the committee on military affairs.

Mr. Bowman offered the following resolution:

Resolved by the Senate, the House of Representatives concurring herein, That His Excellency Gov. Palmer be empowered to cause to be disinterred the mortal remains of Hons. William J. Gatewood, William Copeland, William Rhodes and Albert G. Caldwell, former members of Senate and House of the Illinois General Assemblies, which now repose in the uncared-for cemetery grounds of Springfield, with a view of removing such mortal remains to a more suitable place, and that His Excellency cause to be erected to each, suitable and appropriate mementoes, designating their places of burial; and that His Excellency defray the expense attending the same out of the contingent fund.

On motion of Mr. Bowman,
The rules were suspended, and the resolution
Referred to the committee on finance.

Mr. Voris then offered a petition in the nature of a communication, relating to military education; which was
Referred to the committee on education.

Mr. Voris then offered the following resolution ; which was laid over under the rules :

Resolved, That the committee on canals and rivers be instructed to inquire into the propriety of causing a survey to be made of Salt creek, from its confluence with the Sangamon river to a point opposite Lincoln, with a view to having the channel of the same deepened so as to admit of its navigation by catfish of 25 pounds and under.

Mr. Langley offered the following resolution, which was referred to the committee on military affairs :

WHEREAS, The government of the United States is annually required to appropriate large sums of money to support the Military Academy at West Point, under the pretence of advancing military education ; and whereas, the late war demonstrated the necessity for a wider range of military knowledge than had been or can be furnished at West Point, under the present system, or by any single institution of the kind ; and whereas, an act of Congress, approved July 22, 1862, provides for granting lands for the endowment of certain colleges, in which, among other studies, military tactics are required to be taught ; therefore,

Resolved by the Senate, the House of Representatives concurring herein, That our senators and representatives in Congress be, and they are hereby, requested to inquire into the expediency and feasibility of abolishing the military school at West Point, and of distributing the property, thereof, or money accruing from the sale of such property, among the colleges before named ; and also of providing, by act of Congress, that a sufficient appropriation shall be made by Congress, annually, to support one or more military professorships in each of said colleges.

Mr. McNulta offered the following resolution :

WHEREAS, By a resolution adopted December 15th, 1871, the Senate discharged from his duties, the Sergeant-at-Arms ; and whereas, it appears that the Sergeant-at-Arms was absent on leave from the Senate, by reason of sickness in his family, which has detained him until now ; and whereas, he has now returned and is ready for duty ; therefore,

Resolved, That so much of said resolution as refers to the Sergeant-at-Arms is hereby rescinded.

On motion of Mr. McNulta,

The rules were suspended, and the resolution was adopted.

Mr. Carter moved the Senate adjourn until 8 o'clock P. M. ; which motion was lost.

At 12:18 P. M., on motion of Mr. Strevell, the Senate adjourned until 2 o'clock P. M.

TWO O'CLOCK P. M.

Senate met, pursuant to adjournment.

On motion of Mr. Harlan,

House bill, No. 400, for "An act to incorporate associations that may be organized for the purpose of constructing railways, maintaining and operating the same, for prescribing and defining the duties and limiting the powers of such corporations when so organized," was taken up.

The question being upon concurring with the committee on railroads and warehouses in the adoption of their amendments, reported to the Senate, January 9th, 1872,

The report of the committee was concurred in.

Mr. Bush offered the following amendment to the bill: Amend by striking out section 18.

Pending the consideration of Mr. Bush's amendment,

The President announced the special order at 3 o'clock P. M., being the consideration of

Senate bill, No. 87, for "An act providing for the holding of the terms of the supreme court at the capital of the State, and creating one judicial division of the State."

On motion of Mr. Starne,

The special order was postponed to Thursday, January 18, 1872, at 10 o'clock A. M.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed bills of the following titles, to-wit:

Senate bill, No. 182, for "An act to authorize and empower the copying of the original field notes of the United States' surveys of the State of Illinois, transferred from the Surveyor General's office to the State, under an act of Congress of the United States, and to make an appropriation for the payment of the expenses thereof."

Senate bill, No. 249, for "An act to regulate the time of holding courts in the eighth judicial circuit."

House bill, No. 580, for "An act to fix the time of holding the circuit court in the several counties composing the second judicial circuit."

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate a written communication, to-wit:

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT,
SPRINGFIELD, *January 12, 1872.*

HON. JOHN DOUGHERTY, *President of the Senate:*

SIR: I have the honor to inform the Senate that in my nomination for chief inspector of grain for Chicago, a mistake was made in the christian name of the appointee, and I respectfully ask that the necessary steps be taken to confirm Wm. F. Tompkins, who has so acceptably filled that position, under appointment, since the 7th day of July, 1871, and that this may be understood as a correction of my letter of nomination.

JOHN M. PALMER.

Mr. Fuller then entered a motion to reconsider the vote whereby the Senate advised and consented to the nomination of Benjamin F. Tompkins, chief inspector of grain.

Mr. Flagg, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled:

House bill, No. 602, for "An act to prevent the unjust collection by incorporated cities and towns of taxes levied upon property destroyed by fire, and to authorize the common council of such cities, or boards of trustees of such towns to change or amend appropriation bills, to pass new appropriation bills, to reduce taxes and special assessments in certain cases, and to discontinue special improvements."

The question then being upon the adoption of the amendment to House bill, No. 400, offered by Mr. Bush,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....18
Nays.....19

Those voting in the affirmative are,

Messrs. Anderson,
Bush,
Epler,
Harlan,
Holcomb,
Hunter,

Messrs. Landrigan,
Langley,
Lanning,
Marsh,
Nicholson,
Richardson,

Messrs. Vaughan,
Voris,
Washburn,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Allen,
Bowman,
Boyd,
Carter,
Daggett,

Messrs. Flagg,
Kerr,
McNulta,
Pierce,
Reddick,

Messrs. Senter,
Starne,
Strevell,
Underwood,
Whiting.

So the amendment was adopted.

Mr. Woodard offered the following amendment to House bill No. 400; which was lost:

Amend section 19, sub-division 9, by adding the following: "*Provided, however,* that nothing herein contained shall prevent the corporate authorities of any city from regulating the rate of speed of cars or trains of cars, within their limits."

Mr. Edsall entered a motion to reconsider the vote whereby the report of the committee on railroads and warehouses to House bill No. 400, was concurred in.

By unanimous consent,

Mr. Flagg, from the committee on education, to which was referred Senate bill, No. 37, for "An act to establish and maintain a system of free schools," reported the same back, with amendments, and recommended their adoption.

The report of the committee was concurred in, and the bill

Ordered to lie upon the table, and 500 copies of bill and amendments ordered printed.

Mr. Flagg entered a motion to reconsider the vote whereby the report of the committee was concurred in and the amendments adopted.

Mr. Marsh (by unanimous consent) introduced

Senate bill, No. 383, for "An act to provide for the appointment of a soldiers' orphans' agent, and for the disposition, distribution and maintenance of the children of the Soldiers' Orphans' Home, located at Normal."

Which was read at large a first time, and

Ordered to a second rading, and

Referred to the committee on state charitable institutions.

On motion of Mr. Fuller,

A call of the Senate was ordered, when

The following Senators (27) answered to their names:

Messrs. Alexander,
Allen,
Bush,

Messrs. Carter,
Daggett,
Early,

Messrs. Edsall,
Epler,
Flagg,

Messrs. Fuller,
Harlan,
Holcomb,
Hunter,
Kerr,
Marsh,

Messrs. McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Strevell,
Underwood,
Vaughan,
Washburn,
Williams,
Woodard.

Further proceedings under the call were dispensed with.

Mr. Harlan, from the joint committee on enrolled bills, reports having laid before the Governor, on the 12th day of January, A. D. 1872, an enrolled bill of the following title, to-wit:

Senate bill, No. 292, for "An act to provide for the re-assessment and taxation of property, where the records of assessment have been lost or destroyed, and to authorize the re-assessment or abatement of taxes in certain cases."

Mr. Harlan, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bills of the following titles, to-wit:

Senate bill, No. 318, for "An act to provide for the election of members of the General Assembly."

Senate bill, No. 331, for "An act to establish the salaries of the judges of interior local courts in cities having less population than five thousand inhabitants."

Senate bill, No. 345, for "An act to define the jurisdiction of the cities and incorporated towns bordering on the Ohio river,"

Senate bill, No. 366, for "An act increasing the number of masters in chancery in certain counties."

Mr. Harlan, from the joint committee on enrolled bills, reports as having been properly enrolled, a Senate bill of the following title, to-wit:

Senate bill, No. 292, for "An act to provide for the re-assessment and taxation of property where the records of assessment have been lost or destroyed, and to authorize the re-assessment or abatement of taxes in certain cases."

Mr. Flagg, from the joint committee on engrossed and enrolled bills, begs leave to report that a bill of the following title has been correctly enrolled, and on the 12th day of January, 1872, laid before the Governor for his approval, viz:

House bill, No. 602, for "An act to prevent the unjust collection by incorporated cities and towns of taxes levied upon property destroyed by fire, and to authorize the common council of such cities or boards of trustees of such towns to change or amend appropriation bills, to pass new appropriation bills, to reduce taxes and special assessments in certain cases, and to discontinue special improvements."

Mr. Pierce introduced

Senate bill, No 384, for "An act for the protection of fish."

Which was read at large a first time.

At 5:40 o'clock P. M.,

On motion of Mr. Strevell,
The Senate adjourned.

SATURDAY, JANUARY 13, 1879.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Joiner.

The journal of yesterday was being read, when,

On motion of Mr. Voris,

The further reading of the same was dispensed with.

On motion of Mr. Holcomb,

Leave of absence was granted Messrs. Early and Flagg until Wednesday next.

On motion of Mr. Senter,

Leave of absence was granted Messrs. Hampton and Van Dorston until Tuesday next.

On motion of Mr. Boyd,

Leave of absence was granted Mr. Harlan.

On motion of Mr. Voris,

Indefinite leave of absence was granted Mr. Solomon.

Leave of absence was granted Mr. Pierce until Tuesday.

On motion of Mr. Washburn,

Leave of absence was granted Mr. Williams until Tuesday.

On motion of Mr. Starne,

Leave of absence was granted Mr. Nicholson until Tuesday.

Leave of absence was granted Mr. Bush for Monday next.

On motion of Mr. Woodard,

Leave of absence was granted Mr. Carter.

The roll of the Senate was then called, when

The following Senators (37) answered to their names:

Messrs. Anderson,
Bishop,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Early,
Eddy,
Edsall,
Fuller,
Hampton,
Harlan,

Messrs. Holcomb,
Hunter,
Jackson,
Jewett,
Langley,
Lanning,
Little,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

On motion of Mr. Strevell,

A call of the Senate was ordered.

Pending the call of the Senate,

Mr. Little moved that the Senate adjourn until 10 o'clock A. M., Monday next; which motion was lost.

Mr. Starne moved that further proceedings under the call be dispensed with; which motion was lost.

The following Senators (26) answered to their names:

Messrs. Alexander,	Messrs. Fuller,	Messrs. Starne,
Anderson,	Holcomb,	Strevell,
Bishop,	Hunter,	Underwood,
Bowman,	Kerr,	Vaughan,
Boyd,	Langley,	Washburn,
Bush,	Little,	Whiting,
Crawford,	Pierce,	Wilkinson,
Daggett,	Reddick,	Woodard,
Edsall,	Senter,	

On motion of Mr. Strevell,
Further proceedings under the call were dispensed with.

On motion of Mr. Pierce,
Senate bill No. 384 was taken up, ordered to a second reading, and referred to the committee on agriculture and drainage.

Leave of absence was given Mr. Reddick until Tuesday.

Leave was given Mr. Anderson to record his vote on the passage of Senate bill No. 298, and he voted in the negative.

Mr. Edsall's motion of yesterday to reconsider the vote whereb the report of the committee on railroads and warehouses to House bill No. 400 was concurred in, was then taken up, and the vote was reconsidered.

Mr. Edsall then offered the following amendment to House bill No. 400; which was adopted:

Amend the report by striking out the proposed amendment to section 16.

The report of the committee, as amended, was then concurred in.

Mr. Anderson moved to postpone the further consideration of House bill No. 400, until Wednesday next; which was lost.

Mr. Woodward introduced

Senate bill, No. 385, for "An act to prescribe the amount of service and fix the pay of police commissioners, and to provide for the trial and removal or discharge of officers or policemen from the police force in counties containing more than three hundred thousand inhabitants."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Pierce introduced

Senate bill, No. 386, for "An act to enforce the provisions of the twentieth section of the fifth article of the constitution."

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on judiciary.

Mr. Alexander, from the committee on enrolled and engrossed bills, reports as having been properly enrolled, a bill of the following title, to-wit:

House bill, No. 7, for "An act for the protection of farmers, fruit growers, vine growers and gardeners."

Mr. Alexander, from the joint committee on enrolled bills, reports as having been properly enrolled, Senate bill of the following title, to-wit:

Senate bill, No. 76, for "An act to prohibit domestic animals from running at large in this State."

Mr. Alexander, from the joint committee on enrolled bills, reports having laid before the Governor, on the 13th day of January, 1872, enrolled bill of the following title, to-wit:

Senate bill, No. 76, for "An act to prohibit domestic animals from running at large in this State."

Mr. Alexander, from the joint committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly enrolled and on January 13, 1872, laid before the Governor for his approval, to-wit:

House bill, No. 7, for "An act for the protection of farmers, fruit growers, vine growers and gardeners."

The consideration of House bill No. 400, was then resumed.

Mr. Alexander then offered the following amendment to House bill No. 400:

Insert as "Section 18. Any such corporation shall have the power to purchase and hold any land adjacent to or lying in the neighborhood of the line of its road, for the purpose of obtaining therefrom, earth, gravel, stone, water, or other materials necessary for the construction of such railway; and in cases where the owner of such land and the corporation cannot agree, the value of such land or material and the damage occasioned to such real estate may be ascertained, determined and paid in the manner that may now or hereafter be provided by any law of eminent domain."

On motion of Mr. Starne,

The debate was closed on the pending amendment.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 9
Nays 20

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bowman,

Messrs. Boyd,
Langley,
McNulta,

Messrs. Pierce,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Anderson,
Bishop,
Bush,
Crawford,
Edsall,
Epler,
Fuller,

Messrs. Holcomb,
Hunter,
Landrigan,
Little,
Richardson,
Senter,
Starne,

Messrs. Strevell,
Underwood,
Vaughan,
Voria,
Washburn,
Wilkinson.

So the amendment was lost.

Mr. Crawford offered the following amendment to House bill No. 400; which was adopted:

Amend sub-division 5, of section 19, by striking out the word "along," and also the words, "or upon," in the first line.

Mr. Pierce offered the following amendment to House bill No. 400; which was adopted:

Amend by changing the numbers of sections so that they shall be numbered in consecutive order.

Mr. Crawford then offered the following amendment to House bill No. 400; which was adopted:

Amend by striking out "not already created in," in lines 29 and 30, of section 19, sub-division 5.

Mr. Underwood offered the following amendment; which was adopted:

On page 8 of printed bill, line 25, sub-division 5, after the word "usefulness," insert, "and keep such crossing in repair."

The bill (House bill No. 400) was then ordered to a third reading, and 250 copies of the amendments printed.

On motion of Mr. Pierce,

Leave of absence was granted the Hon. James H. Paddock, 2nd assistant secretary of the Senate, until Tuesday morning next.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed bills of the following titles, viz:

Senate bill, No. 76, for "An act to prohibit domestic animals from running at large in this State."

House bill, No. 7, for "An act for the protection of farmers, fruit growers, vine growers and gardeners."

Mr. Epler obtained leave of absence for Mr. Lanning until Tuesday next.

Mr. Crawford obtained leave of absence for Mr. Harlan, assistant sergeant-at-arms, until Tuesday next.

At 11:25 o'clock A. M.,

On motion of Mr. Fuller,

The Senate adjourned until 10 o'clock A. M., on Monday next.

MONDAY, JANUARY 15, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. McLean.

The journal of Saturday was being read, when,

On motion of Mr. Alexander,

The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (89) answered to their names:

Messrs. Alexander,

Allen,
Anderson,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Donahue,
Early,
Eddy,
Edsall,
Epler,

Messrs. Flagg,

Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jowett,
Landrigan,
Lanning,
Little,
Nicholson,
Pierce,

Messrs. Reddick,

Richardson,
Senter,
Solomon,
Starne,
Underwood,
Van Dorston,
Vaughan,
Voris,
Wasburn,
Whiting,
Wilkinson,
Williams.

Mr. Donahue obtained leave of absence for Mr. McNulta until to-morrow.

Mr. Bowman obtained leave of absence for Mr. Langley until to-morrow.

Mr. Anderson obtained leave of absence for Mr. Washburn until to-morrow.

At 10:07 o'clock A. M.,

On motion of Mr. Little,

The Senate adjourned until 2 o'clock P. M.

TWO O'CLOCK, P. M.

Senate met, pursuant to adjournment.

On motion of Mr. Alexander,
A call of the Senate was ordered, when

The following Senators (15) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bowman,
Boyd,

Messrs. Flagg,
Fuller,
Harlan,
Holcomb,
Hunter,

Messrs. Little,
Richardson,
Senter,
Starne,
Underwood.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate a written communication, viz:

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT,
SPRINGFIELD, Jan. 13, 1872

HON. JOHN DOUGHERTY, *President of the Senate*:

I have the honor to return to the Senate a bill for "An act to regulate the manner of applying for reprieves, commutations and pardons," without my approval. It is natural that the people of the State should feel a great degree of anxiety and solicitude, to subject the absolute discretionary power conferred upon the Governor by the constitution in respect to reprieves, commutations and pardons, to such wise and proper regulations as will prevent abuses.

I fully share in the anxiety of the people on this interesting subject, and will at any time gladly concur with the General Assembly in any measure, that will, in my judgment, tend to a result that is by all regarded as so desirable.

It may be considered by many that it is unfortunate that the framers of the constitution did not think proper to select some other depository for this important power, or to associate with the Governor the officers of some other department of the government, and in that way divide the responsibility that always attends the remission or modification of the penalties adjudged by the tribunals against persons guilty of crimes; but that course did not commend itself to their choice, and by the constitution the Governor is made the only and

exclusive judge of the propriety of granting reprieves, commutations and pardons in any particular instance, subject only to his proper official responsibilities.

The only power conferred upon the General Assembly, is that of regulating the manner of applying for reprieves, commutations and pardons; and the duty of preparing laws intended to give effect to the power mentioned, is almost as delicate as the proper exercise of the pardoning power.

It will, no doubt, be admitted that it would be a fatal objection to any measure intended to regulate the manner of applying for reprieves, commutations and pardons; that its operation would be to restrict the power of the Governor in the determination of questions confided to his discretion by the constitution, or that its effect would be to deprive persons of the power to make applications to the Governor. An act of the General Assembly that prohibited all applications to the Governor by persons convicted of crimes for a reprieve, commutation or pardon, would be palpably unconstitutional, and laws that imposed impossible conditions upon applicants would be equally objectionable, and such it seems to me would be the effect of this bill if it becomes a law.

The first section of the bill requires that every application to the Governor of the State for a reprieve, commutation or pardon, shall be by a petition in writing, and the second section directs, that notice of such application shall be given to the State's Attorney of the city or county where the offense was committed, at least three weeks before such application is presented to the Governor, and it is made the duty of the State's Attorney to give such notice to the parties interested in prosecuting said party convicted.

In considering the provisions of the bill thus referred to, it may be admitted that as a general rule, applications to the Governor for reprieves, commutations and pardons, should be by petition, in writing, but experience has proven that there are many exceptions that should be properly allowed to the rule.

The penitentiary and jails are but miniature representations of the outer world, as they contain persons of advanced age, and almost childish youth, and every grade of character, shading away from the most intelligent, as well as the most hardened and atrocious, to mental feebleness, that is scarcely capable of forming a criminal intention; and the inmates of the penal institutions of the State are drawn from every station in life, and the conditions that surrounded them before conviction attend them there, and greatly influence the possibilities of pardon.

It is a fact that will be abundantly shown by an examination of the files of the executive office, that to applications made to the Governor for the commutation of the sentence, or the pardon of the most notorious criminals that have ever been convicted of crimes, will be found the names of judges, senators, representatives, and other eminent persons, residing in this and other States. And applications of this class are pressed upon the Governor, notwithstanding the person whose pardon is almost demanded by an array of powerful names, was defended, on the trial that resulted in his conviction, by the ablest

counsel, and every means necessary to the proper vindication of his alleged innocence was within easy reach. Persons of this class will be able, without difficulty, to comply with any mere formal method for applying for pardon that may be prescribed by the General Assembly.

But many of the inmates of the penitentiary are obscure and poor and ignorant and helpless, and their crimes have sprung from impulse, provocation, temptation, poverty, ignorance, or inexperience, and in others, the feeble and irresolute have been deliberately seduced to crime by artful and hardened offenders, who, when they themselves have been pursued, have surrendered their tools and victims as a means of providing for their own escape.

It is often the interest of the parties who have for their own purpose secured the conviction of persons of the character described, to embarrass every means the Governor may employ to ascertain the facts of the case: and in many other cases, everything that tends to obstruct the way to the attention of the Governor is a real, and often insurmountable difficulty.

It must be remembered that the offences of many persons confined in the penitentiary, are intimately related to poverty, destitution, and ignorance, and it must not be forgotten that the provisions made by our laws, for securing a fair and intelligent trial for the helpless, feeble, and poor, does no great credit to our judicial methods. Many of the class of convicts under consideration, are without property or friends in the State; and others, foreigners, almost totally ignorant of the language in which the trial was conducted. To require of such persons the observance of the forms prescribed by the act before the Governor is allowed to consider the question of pardon, would be but to cut them off from all hope.

But if it could be supposed that every convict in the penitentiary and in the jails could find means to prepare a petition and file it in the office of the Secretary of State, and could thus succeed in giving the notice required by the bill to the State's Attorney of the proper city or county, there is still another act to be done before the Governor could investigate the case, and that is one that neither the convict nor his friends can do, nor can the Governor compel this last act to be done, nor provide any other mode for doing it. The final, though essential act, is that the State's Attorney of the city or county where the offence is committed, shall find the persons interested, to oppose the application for pardon, and give them the notice prescribed by the bill. The theory of the bill is, that in every case of conviction and sentence for crime, there may be found some person interested in the prosecution of the offender; but the fact is that many convictions are had for offences that affect no particular person, or so affect whole communities that it would be impossible for a State's Attorney to elect the persons, who, more than others, could be said to be interested in the prosecution. In other cases, the offences are against the property of corporations, such as railroad companies, banking and insurance companies, and the bill fails to indicate who, under such circumstances, the State's Attorney shall notify as "the person interested in the prosecution of said parties convicted. The practical difficulties that would re-

sult from an attempt to give effect to this provision of the bill, could be illustrated by other examples, but enough will readily occur when attention is directed to the subject.

In my judgment, it is essential to any bill that will properly regulate the manner of applying for reprieves, commutations, and pardons, that all the means prescribed as preliminary to the hearing of the application, should be within the power and subject to the control of the Governor.

If notice is prescribed, the applicant should be authorized to give such notice, and the Governor should, under some circumstances, be permitted to dispense with notice, or to substitute notice by publication, when the nature of the offence of the convict makes that course more proper, or when the party injured by the crime of the applicant for pardon cannot be found; but under the provisions of this bill the State's Attorney must select the person to be notified, and he alone is authorized to give the notice, and no authority is given to the Governor to revise his conclusions, nor are there any means by which the State's Attorney can be compelled to perform this duty of giving notice, and the notice is essentially preliminary to the right of the Governor to hear the application.

If a case could be supposed, where the State's Attorney should neglect or refuse to give the notice, the Governor would be powerless, and the application, however meritorious, could never be heard.

It seems to me that there are cases where public justice demands that the Governor, upon his own motion, shall investigate and pardon offenders; and perhaps, after all that has been said upon the subject, the only security that can be found against the abuses of the pardoning power is publicity, and the watchful criticisms of the press and the people.

JOHN M. PALMER.

On motion of Mr. Boyd,
Further proceedings under the call were dispensed with.
At 2:05 o'clock P. M.,

On motion of Mr. Boyd,
The Senate adjourned until 10 o'clock to-morrow morning.

TUESDAY, JANUARY 16, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. McLean.

The journal of yesterday was read by the Secretary, and approved.

On motion of Mr. Underwood,

The veto message of the Governor of yesterday, vetoing "A bill for an act to regulate the manner of applying for reprieves, commutations and pardons," was laid on the table, and 500 copies ordered printed.

The roll of the Senate was then called, when

The following Senators (42) answered to their names:

Messrs. Alexander,	Messrs. Flagg,	Messrs. Pierce,
Allen,	Fuller,	Richardson,
Anderson,	Hampton,	Senter,
Bishop,	Harlan,	Solomon,
Boyd,	Holcomb,	Starnes,
Bush,	Hunter,	Underwood,
Carter,	Jackson,	Van Dorston,
Crawford,	Landrigan,	Vaughan,
Daggett,	Langley,	Voris,
Donahue,	Lanuing,	Washburn,
Early,	Little,	Whiting,
Eddy,	Marsh,	Wilkinson,
Edsall,	McNulta,	Williams,
Epler,	Nicholson,	Woodard.

A message from the Governor, by E. B. Harlan, Private Secretary, Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed a bill of the following title, viz:

Senate bill, No. 298, for "An act to provide against the evils resulting from the sale of intoxicating liquors in the State of Illinois."

The report of the committee appointed to investigate the accounts, books, etc., of the Police Commissioners of the city of East St. Louis, was then submitted, as follows:

SPRINGFIELD, ILL., *January 16, 1872.*

To the Twenty-seventh General Assembly:

The following preamble and resolution, to-wit:

WHEREAS, by an act of the General Assembly of the State of Illinois, entitled "An act to establish a police force for the city of East St. Louis," approved February 22, 1867, certain Police Commissioners were appointed for said city; and whereas said commissioners have, as is alleged, expended large sums of money and issued and sold certificates of indebtedness against said city under said act, and an act amendatory thereof at the session of 1869; and whereas it is provided by said first named act that said commissioners shall keep a journal of their proceedings and cause all their receipts and disbursements of money to be faithfully entered in books kept for that purpose, and said journal and books and all other documents in their possession, shall always be open to the inspection of the General Assembly of the State of Illinois or any committee appointed by it for that purpose; therefore,

Resolved by the Senate, the House of Representatives concurring therein, That a joint committee consisting of two Senators and three members of the House of Representatives, be appointed, whose duty it shall be to examine the journal, books of account and documents, in the possession of said commissioners; to ascertain the items received and paid out, and for what purpose; what amount of certificates were issued, with their respective dates, and what sales thereof have been made, and to know (how much in gross and in detail) what money in certificates and in their possession, the items, if any, and nature of their indebtedness, and for what purpose incurred. And said committee may swear witnesses and compel their attendance before them, and take evidence on all the items aforesaid, and shall report to this General Assembly.

—Having passed the Senate and House of Representatives, a committee consisting of W. C. Flagg and James Epler on the part of the Senate, and J. R. Miller, J. S. Lee and R. H. Foss, on the part of the House, was appointed to perform the duties required by said resolution.

Previous to the adjournment of the regular session on the 17th day of April, 1871, the committee met, and by motion, decided to meet at the city of East St. Louis, on the 2d day of May, at ten o'clock A. M., to proceed with the investigation.

And in pursuance of said motion the committee met at the appointed

time at the City Hall, in the city of East St. Louis, and organized by the election of J. R. Miller, Chairman, and W. C. Flagg, Secretary. The Police Commissioners were present and placed before the committee, through their President, E. W. Wider, their books and papers; also their written report, which was read. The report of the commissioners, with the documents accompanying it, embraces a history of the acts and proceedings of the Board, from its organization to the time when it ceased, on account of adverse decisions of the Supreme Court, copies of which are submitted herewith, to exercise any of its police powers, covering a period of nearly four years. The above report, with the accompanying documents, are herewith submitted, marked "A."

After an examination of the books, papers and accounts, and hearing the testimony of the commissioners and other sworn witnesses, your committee adjourned until such time as some additional accounts could be made up, and met again on the 3d day of October, and subsequently received complete financial reports, herewith submitted. They now respectfully report that, on the 2d day of March, 1867, in accordance with the aforesaid act of February 22, 1867, the Governor appointed and commissioned E. W. Wider, S. W. Toomer and John Eidman, Police Commissioners of the city of East St. Louis, and on the 4th day of March, 1871, the Board, after qualifying, as provided for in section 3 of said act, formed a permanent organization by the election of E. W. Wider, President, and John Eidman, Treasurer, and the appointment of policemen and officers; and in accordance with section 14 of said act, the Board, on the 22d day of March, 1867, by the following notice, publicly declared that their organization was complete, to-wit:

BOARD OF POLICE COMMISSIONERS FOR THE CITY OF EAST ST. LOUIS,
COUNTY OF ST. CLAIR, STATE OF ILLINOIS.

To all whom it may concern:

Public notice is hereby given that an act entitled "An act to establish a police force for the city of East St. Louis," approved February 22, 1867, is now in full force, and the organization of the police force so created is complete; and from the time thereof thenceforward all ordinances of the city of East St. Louis are declared null and void, so far as they conflict with this act, or assume or confer upon the Mayor, or any other person, the power to appoint, dismiss, or in any or to any extent, employ or control any police organized under such ordinances, or any of them. And from this public declaration, as aforesaid, the police force organized under such ordinances, or any of them, shall cease to exist, and all its functions and powers be at an end.

[SEAL.]

Given under our hand and seal this 22d day of March, 1867.

ERNEST W. WIDER, *President*.

LOUIS A. DELOEME, *Clerk*.

The 16th section of said act provides that "it shall be the duty of said Board, with all convenient speed, after qualifying as aforesaid, and annually thereafter, to estimate what sum of money will be necessary for each fiscal year to enable them to discharge the duties hereby imposed upon them; and they shall forthwith certify the same to the city council of the city of East St. Louis, who are hereby required, in the first appropriation ordinance of the fiscal year, to set apart and appropriate the amount so certified, out of the general fund of the said city of East St. Louis, and in case the city council shall fail to make such appropriation, or the disbursing officer or officers shall not forthwith pay over the amount of such requisition, as made and required, it shall be the duty of said Board, and they are hereby authorized and

required, to issue certificates of indebtedness in the name of the city of East St. Louis, in such amounts as they may deem advisable, * * * * and to raise the money on said certificates, on pledging or disposing of the same."

Under the provisions of the above section, the Board, on the 5th day of April, sent the following notice to the mayor and city council of East St. Louis, to-wit :

To the Hon. Mayor and City Council of the City of East St. Louis :

GENTLEMEN: This is to certify that at a meeting of the Board of Police Commissioners, held on the 28th day of March, 1867, the following resolution has been passed—which resolution reads as follows:

Resolved, That the Board of Police Commissioners ask the Hon. Mayor and city council of East St. Louis for an appropriation of nine thousand dollars, to enable them to discharge the duties imposed on them by an act passed at the last session of the Legislature, entitled "An act to establish a police force for the city of East St. Louis," approved Feb. 22, 1867, for the fiscal year beginning April 1, 1867, to March 31, 1868, inclusive; and also from the 4th day of March to the 31st day of March, 1867, both days inclusive.

[SEAL.] In witness thereof, we have signed our hands and caused the seal of the Board of Police to be affixed thereto, this 5th day of April, 1867.

LOUIS A. DeLORME, *Clerk*.

E. W. WIDER, *President*.

On the day following the above notice, the city council of the city of East St. Louis, by their clerk, served the following notice on each of the officers and police serving by authority of the Board, to-wit :

STATE OF ILLINOIS, }
County of St. Clair, City of East St. Louis, } ss.

CITY CLERK'S OFFICE,
EAST ST. LOUIS, April 6, 1867.

To ———: Notice to all persons claiming to act as Private, as Lieutenants, as Captain of Police, as Police Commissioners (so called)—as Clerks, as Treasurers, as Attorneys, and as other agents or servants of said Commissioners, etc.:

I am instructed by the city council of the city of East St. Louis, by virtue of resolution No. 88, to notify you that your services were not and are not wanted by this city, and that no payment for such services will be made by this city, or from the funds of this municipal corporation.

Witness my hand and the seal of said city, this 6th day of April, A. D. 1867.

[SEAL.]

WILLIAM O'NEIL, *City Clerk*.

The Board of Commissioners, with their police force, being actively engaged in the performance of their duties, and without any provision being made by the city council for their support, were forced to resort to the only alternative left them, and on the first day of June, 1867, began the issue of certificates of indebtedness, by authority of the 16th section of the act, as cited above.

The first certificates issued were received by the officers and police for services, at the rate of 85 cents on the dollar, being the rate established by a sale for cash of a part of the same issue. The continued hostility of the city council to the Board, and the probable large increase of these certificates of indebtedness, caused them to continually depreciate in value, until a large number of them were sold at the rate of 12½ cents on the dollar, and some at even a lower rate. A number of these certificates were bought, and are still held, by friends of the police, while a large number was sold at public sale, and purchased for purposes of speculation.

Your committee find that the Commissioners kept a regular set of books—one containing a record of the meetings of the Board, and all their official acts, orders, resolutions, etc.; one containing account of receipts and expenditures, known as the treasurer's book; also one

known as the scrip book, containing a record of the number and face value of each certificate issued, the date of issue and of sale, the name of purchaser, and the rate per cent. for which they were sold, and the amounts realized.

After a careful examination of these books and records, your committee are enabled to make the following statement, for each year, of the amount of certificates sold and the amount realized for the same, and the yearly amount expended :

Year.	Amount sold.	Amount realized.	Amount expended.
1867	\$7,607 31	\$5,642 66	\$6,568 55
1868	11,976 98	8,532 41	7,684 37
1869	31,541 02	6,226 00	5,656 51
1870	23,664 00	5,194 42	5,560 27
1871	1,285 00	1,285 00	1,388 60
	\$76,074 26	\$26,880 49	\$26,853 30
By balance on hand.....			\$27 19

From the examination, we find the total amount expended to be \$26,853 30, of which we have made the following classification :

Paid on pay-rolls	\$21,662 49
" police expenses	164 90
" office expenses, printing, advertising, etc.....	484 21
" legal services	2,934 65
" miscellaneous, or unknown	1,607 05
Total	\$26,853 30

We submit herewith a statement, in detail, of the amount received and disbursed, and for what purposes, of sales of scrip, and to whom sold, as required by the joint resolution.

In conclusion, your committee would add that it appeared from the evidence heard, and from facts within the personal knowledge of members of the committee, that the Commissioners discharged their duties with energy and fidelity, and secured a safety to the people which had been previously unknown. They seem to have done this with reasonable economy, and to have kept accurate accounts of all moneys coming into their possession, and of their disbursement.

As regards the Commissioners and persons who have received the scrip issued in payment for services, or by purchase, the feeling of the holders appears to be that the State should relieve them to the extent of the amount for which scrip was actually sold; that, inasmuch as the General Assembly passed an act under which, having faith in its constitutionality, innocent parties gave their time and money for scrip, which, in consequence of the decision of the supreme court, proved worthless, that therefore the State, in good faith, should bear the loss. Without indorsing or denying this proposition, your committee submit it to the General Assembly for their consideration.

J. R. MILLER, *Chairman.*
W. O. FLAGG,
JAS. M. EPLER,
J. S. LEE,
R. H. FOSS.

*Exhibit of Scrip issued by the Board of Police Commissioners of the
City of East St. Louis.*

Date.	No.	Name.	Am't sold.	Rate.	Amount realized.	Remarks.
1867.						
June 1.....	1	Adolph Miller.....	\$50 00	85c	\$42 50	Salary officer.....
" 1.....	2	same.....	50 00	85	42 50	".....
" 1.....	3	Wm. Cummings.....	50 00	85	42 50	".....
" 4-5.....	4-5					Remains unused.....
" 1.....	6	Thos. H. Newton.....	50 00	85	42 50	Cash sale.....
" 1.....	7	same.....	50 00	85	42 50	".....
" 1.....	8	same.....	50 00	85	42 50	".....
" 1.....	9	same.....	50 00	85	42 50	".....
" 1.....	10	same.....	50 00	85	42 50	".....
" 1.....	11	same.....	50 00	85	42 50	".....
" 1.....	12	same.....	50 00	85	42 50	".....
" 1.....	13	same.....	50 00	85	42 50	".....
" 1.....	14	same.....	50 00	85	42 50	".....
" 1.....	15	same.....	50 00	85	42 50	".....
" 1.....	16	L. M. St. John.....	50 00	85	42 50	".....
" 1.....	17	same.....	50 00	85	42 50	".....
" 1.....	18	same.....	50 00	85	42 50	".....
" 1.....	19	same.....	50 00	85	42 50	".....
" 1.....	20	same.....	50 00	85	42 50	".....
" 21-45.....	21-45					Remains unused.....
" 1.....	46	G. Koerner.....	100 00	par	100 00	Legal services.....
" 1.....	47	Oscar Wilms.....	40 00	par	40 00	Salary officer.....
" 1.....	48	same.....	40 00	par	40 00	".....
" 1.....	49	P. Stack.....	40 00	85	34 00	".....
" 1.....	50	same.....	38 00	85	32 30	".....
" 1.....	51	same.....	9 40	par	9 40	".....
" 1.....	52	E. W. Wilder.....	75 00	par	75 00	Salary Commissioner.....
" 1.....	53	S. W. Toomer.....	75 00	par	75 00	".....
" 1.....	54	J. Eidman.....	125 00	par	125 00	".....
" 1.....	55	Oscar Wilms.....	80 55	85	25 96	Salary officer.....
" 1.....	56	L. A. Delorme.....	16 79	85	14 87	".....
" 1.....	57	B. B. George.....	22 93	par	22 93	".....
" 1.....	58	same.....	36 28	85	30 82	".....
" 1.....	59	John Bernard.....	23 00	85	19 55	".....
" 1.....	60	B. B. George.....	21 75	85	18 48	".....
" 1.....	61	J. H. Kelly.....	25 00	par	25 00	".....
" 1.....	62	Wm. Cummings.....	88 23	85	74 99	".....
" 1.....	63	L. Knauss.....	58 57	85	49 78	".....
" 1.....	64	Joseph Yoch.....	13 08	85	11 08	For coal furnished.....
" 1.....	65	J. H. Kelly.....	10 00	par	10 00	Salary officer.....
" 1.....	66	same.....	20 00	par	20 00	".....
" 1.....	67	same.....	26 50	par	26 50	".....
" 1.....	68	same.....	21 00	85	17 85	".....
" 1.....	69	L. Knauss.....	15 00	85	12 75	".....
" 1.....	70	Pat. Kelly.....	35 29	85	29 99	".....
" 1.....	71	J. H. Kelly.....	5 00	85	4 25	".....
" 1.....	72	Louis Knauss.....	30 00	85	25 50	".....
" 1.....	73	same.....	60 00	85	51 00	".....
" 1.....	74	same.....	25 00	85	21 25	".....
" 1.....	75	Wm. Cummings.....	60 00	85	51 00	".....
" 1.....	76	Ph. H. Wherring.....	20 00	85	17 00	Cash sale.....
" 1.....	77	J. H. Kelly.....	5 50	85	4 67	Salary officer.....
" 30.....	78	Thomas Querney.....	23 20	85	23 97	Issued July 8, 1867.
" 1.....	79	P. H. Stack.....	20 00	85	17 00	Salary officer.....
" 1.....	80	same.....	20 00	85	17 00	".....
" 1.....	81	same.....	20 00	85	17 00	".....
" 1.....	82	same.....	20 00	85	17 00	".....
" 1.....	83	same.....	20 00	85	17 00	".....
" 1.....	84	same.....	20 00	85	17 00	".....
" 1.....	85	same.....	20 00	85	17 00	".....
" 1.....	86					Issued July 16, 1867.
" 1.....	87	John J. McLean.....	200 00	85	170 00	Salary officer.....
" 1.....	88	B. B. George.....	200 00	85	170 00	".....
" 1.....	89	L. A. Delorme.....	100 00	85	85 00	".....
			\$2,760 02		\$2,481 40	
July 3.....	78	Michael Scott.....	\$37 85	85	\$32 00	Salary officer.....
" 1.....	86	J. H. Kelly.....	4 00	85	3 40	".....
" 1.....	90	Oscar Wilms.....	23 50	85	19 97	".....
" 1.....	91	same.....	31 75	85	26 98	".....
" 1.....	92	J. J. McLean.....	88 20	85	74 97	".....
" 1.....	93	A. Miller.....	8 20	85	6 97	".....
" 1.....	94	same.....	15 00	85	12 75	".....
" 1.....	95	J. H. Kelly.....	5 00	85	4 25	".....
" 1.....	96	same.....	5 00	85	4 25	".....
" 1.....	97	L. A. Delorme.....	60 00	85	51 00	".....
			\$378 80		\$326 54	

STATEMENT—CONTINUED.

Date.	No.	Name.	Am't sold	Rate.	Amount realized.	Remarks.
1867.						
Aug. 1	96	J. H. Kelly	\$30 00	85c	\$17 00	Salary officer
" 1	99	same	21 45	85	77 78	"
" 1	100	Wm. Cummings	56 76	85	48 19	"
" 1	101	Oscar Wilms	58 80	85	49 98	"
" 1	102	same	58 80	85	49 98	"
" 1	103	same	9 40	85	7 99	"
" 1	104	same	12 95	85	11 00	"
" 1	105					Remains unissued
" 1	106	J. J. McLean	10 00	85	8 50	Salary officer
" 1	107	Louis Knauss	60 00	85	51 00	"
" 1	108	same	50 00	85	42 50	"
" 1	109					Issued Sept. 1, 1867
" 1	110	Wm. Cummings	16 00	85	13 60	Salary officer
" 1	111	J. H. Kelly	20 00	85	17 00	"
" 19	448	A. W. Metcalf	85 29	86	30 00	Legal service
			\$499 29		\$424 47	
Sept. 1	109	L. M. St. John	\$44 00	85c	\$37 40	Cash sale
" 1	112	A. Miller	8 00	85	6 80	Salary officer
" 1	113	L. A. Delorme	14 00	80	7 00	"
" 1	114	J. H. Kelly	5 00	85	4 25	"
" 1	115	same	5 00	85	4 25	"
" 1	116					Issued October 1, 1867
" 1	117	J. H. Kelly	20 00	85	17 00	Salary officer
			\$96 00		\$76 70	
Oct. 1	116	A. Miller	\$78 75	85c	\$59 68	Salary officer
" 1	118	J. H. Kelly	5 00	85	4 25	"
" 1	119	same	5 00	85	4 25	"
" 1	120	same	5 00	85	4 25	"
" 1	121	B. B. George	\$200 00	50	150 00	"
" 1	122	L. A. Delorme	50 00	50	25 00	"
" 1	123	same	50 00	50	25 00	"
" 1	124	same	50 00	50	25 00	"
" 1	125	same	50 00	50	25 00	"
" 1	126	same	50 00	50	25 00	"
" 1	127	same	50 00	50	25 00	"
" 1	128	same	50 00	50	25 00	"
" 1	129	same	50 00	50	25 00	"
" 1	130	same	10 00	50	5 00	"
" 1	131	same	10 00	50	5 00	"
" 1	132	same	10 00	50	5 00	"
" 1	133	same	10 00	50	5 00	"
" 1	134	same	10 00	50	5 00	"
" 1	135	same	10 00	50	5 00	"
" 1	136	same	10 00	50	5 00	"
" 1	137	same	20 00	50	10 00	"
" 1	138	same	20 00	50	10 00	"
" 1	139	same	20 00	50	10 00	"
" 1	140	same	20 00	50	10 00	"
" 1	141	same	20 00	50	10 00	"
" 1	142	same	10 00	50	5 00	"
" 1	143	same	10 00	50	5 00	"
" 1	144	same	10 00	50	5 00	"
" 1	145	same	10 00	50	5 00	"
" 1	146	same	10 00	50	5 00	"
" 1	147	same	16 80	50	8 15	"
" 1	148	J. J. McLean	50 00	50	25 00	"
" 1	149	same	50 00	50	25 00	"
" 1	150	same	50 00	50	25 00	"
" 1	151	same	50 00	50	25 00	"
" 1	152	same	20 00	50	10 00	"
" 1	153	same	20 00	50	10 00	"
" 1	154	same	20 00	50	10 00	"
" 1	155	same	20 00	50	10 00	"
" 1	156	same	20 00	50	10 00	"
" 1	157	same	10 00	50	5 00	"
" 1	158	same	10 00	50	5 00	"
" 1	159	same	10 00	50	5 00	"
" 1	160	same	10 00	50	5 00	"
" 1	161	same	10 00	50	5 00	"
" 1	162	same	20 00	50	10 00	"
" 1	163	same	10 00	50	5 00	"
" 1	164	same	10 00	50	5 00	"
" 1	165	same	10 00	50	5 00	"
" 1	166	same	10 70	50	5 25	"
" 1	167	Louis Knauss	60 00	50	30 00	"
" 1	168	same	20 00	50	10 00	"
" 1	169	same	20 00	50	10 00	"

STATEMENT—CONTINUED.

Date.	No.	Name.	Am't sold	Rate.	Amount realized.	Remarks.
1867.						
Oct. 1.....	170	Louis Knauss	\$9 80	50c	\$ 4 90	Salary officer
" 1.....	171	same	5 00	50	2 50	"
" 1.....	172	J. H. Kelly	50 00	50	25 00	"
" 1.....	173	same	50 00	50	25 00	"
" 1.....	174	same	50 00	50	25 00	"
" 1.....	175	same	20 00	50	10 00	"
" 1.....	176	same	20 00	50	10 00	"
" 1.....	177	same	26 50	50	13 25	"
" 1.....	178	same	5 00	50	2 50	"
" 1.....	179	same	5 00	50	2 50	"
" 1.....	180	same	5 00	50	2 50	"
" 1.....	181	same	5 00	50	2 50	"
" 1.....	182	B. B. George	50 00	50	25 00	"
" 1.....	183	same	50 00	50	25 00	"
" 1.....	184	same	50 00	50	25 00	"
" 1.....	185	same	50 00	50	25 00	"
" 1.....	186	same	50 00	50	25 00	"
" 1.....	187	same	20 00	50	10 00	"
" 1.....	188	same	20 00	50	10 00	"
" 1.....	189	same	20 00	50	10 00	"
" 1.....	190	same	20 00	50	10 00	"
" 1.....	191	same	20 00	50	10 00	"
" 1.....	192	same	11 74	50	5 87	"
" 1.....	193	same	10 00	50	5 00	"
" 1.....	194	same	10 00	50	5 00	"
" 1.....	195	same	10 00	50	5 00	"
" 1.....	196	same	26 26	50	13 13	"
" 1.....	197	Oscar Wilms	100 00	50	50 00	"
" 1.....	198	same	24 80	50	12 40	"
" 1.....	199	same	10 00	50	5 00	"
" 1.....	200	same	10 00	50	5 00	"
" 1.....	201	same	10 00	50	5 00	"
" 1.....	202	same	10 00	50	5 00	"
" 1.....	203	same	5 00	50	2 50	"
" 1.....	204	same	5 00	50	2 50	"
" 1.....	205	same	5 00	50	2 50	"
" 1.....	206	same	5 00	50	2 50	"
			\$3,899 85		\$1,927 98	
Nov. 6.....	207	Louis Knauss	\$5 80	75c	\$3 97	Salary officer
" 9.....	208	A. Miller	50 00	85	42 50	"
" 9.....	209	same	50 00	85	42 50	"
" 9.....	210	same	50 00	85	42 50	"
" 9.....	211	same	68 80	85	58 48	"
" 1.....	212	J. H. Kelly	88 06	75	66 04	"
" 1.....	213	L. Knauss	20 00	75	15 00	"
" 1.....	214	Wm. Cummings	50 00	85	42 50	"
" 1.....	215	same	50 80	85	43 18	"
" 1.....	216	same	31 60	85	26 86	"
" 1.....	217					Issued in December, 1867.
" 1.....	218					"
" 1.....	219	Louis Knauss	20 00	75	15 00	Salary officer
" 1.....	220	same	25 00	75	18 75	"
" 1.....	221	L. A. Delorme	25 00	75	18 75	"
" 1.....	222	same	56 88	75	42 66	"
" 1.....	223	B. B. George	118 45	75	88 84	"
" 1.....	224	L. Knauss	16 80	75	12 60	"
" 1.....	225	J. H. Kelly	10 00	75	7 50	"
" 1.....	226					Issued in December, 1867.
" 1.....	227					"
" 1.....	228					"
" 1.....	229					"
" 1.....	230	J. J. McLean	5 00	75	3 75	Salary officer
" 1.....	231	same	5 00	75	3 75	"
" 1.....	232	same	5 00	75	3 75	"
" 1.....	233	same	5 00	75	3 75	"
" 1.....	234	same	5 00	75	3 75	"
" 1.....	235	same	10 00	75	7 50	"
" 1.....	236	same	10 00	75	7 50	"
" 1.....	237	same	10 00	75	7 50	"
" 1.....	238	same	10 00	75	7 50	"
" 1.....	239	same	10 00	75	7 50	"
" 1.....	240	same	3 20	75	2 40	"
" 1.....	241					Issued in December, 1867.
" 1.....	242					"
" 1.....	243					"
" 1.....	244					"
" 1.....	245					"
" 1.....	246	Oscar Wilms	35 25	75	26 44	Salary officer
			\$819 80		\$644 25	

STATEMENT—CONTINUED.

Date.	No.	Name.	Am't sold	Rate.	Amount realized.	Remarks.
1867.						
Dec. 1.....	317	J. H. Kelly.....	\$5 00	75c	\$3 75	Salary officer.....
" 1.....	318	same.....	5 00	75	3 75	".....
" 1.....	326	Louis Knauss.....	60 00	75	45 00	".....
" 1.....	327	J. H. Kelly.....	5 00	75	3 75	".....
" 1.....	328	same.....	7 45	75	5 58	".....
" 1.....	329	same.....	53 25	75	39 93	".....
" 1.....	341	J. J. McLean.....	100 00	75	75 00	".....
" 1.....	343	Oscar Wilms.....	25 00	75	18 75	".....
" 1.....	343	same.....	25 00	75	18 75	".....
" 1.....	344	same.....	30 00	75	22 50	".....
" 1.....	345	same.....	9 15	75	6 86	".....
" 1.....	247	E. W. Wider.....	75 00	par	75 00	Salary commissioner.....
" 1.....	248	same.....	75 00	par	75 00	".....
" 1.....	249					Destroyed by order of Board
" 1.....	250	L. A. DeLorme.....	80 00	75	59 50	Salary officer.....
" 1.....	251	same.....	5 00	75	3 75	".....
" 1.....	252	same.....	5 00	75	3 75	".....
" 1.....	253	same.....	10 00	75	7 50	".....
" 1.....	254	same.....	10 00	75	7 50	".....
" 1.....	255	same.....	00	75	7 50	".....
" 1.....	256	B. B. George.....	109 60	75	82 20	".....
" 16.....	257	J. H. Kelly.....	5 00	75	3 75	".....
" 16.....	258	same.....	5 00	75	3 75	".....
" 1.....	259	Lucien Eaton.....	100 00	75	75 00	Legal service.....
			\$751 45		\$601 32	
1868.						
Jan. 1.....	260	Wm. Downing.....	\$50 00	75	\$37 50	Salary officer.....
" 1.....	261	J. H. Kelly.....	16 20	75	12 15	".....
" 2.....	262	same.....	25 00	75	18 75	".....
" 2.....	263	same.....	15 00	75	11 25	".....
" 2.....	264	same.....	21 60	75	16 20	".....
" 2.....	265	Wm. Downing.....	30 00	75	22 50	".....
" 2.....	266	same.....	5 65	75	4 23	".....
" 2.....	267	T. G. Kelly.....	50 00	75	37 50	".....
" 2.....	268	same.....	24 40	75	18 30	".....
" 2.....	269	Oscar Wilms.....	20 00	75	15 00	".....
" 2.....	270	same.....	20 00	75	15 00	".....
" 2.....	271	same.....	10 00	75	7 50	".....
" 2.....	272	same.....	10 00	75	7 50	".....
" 2.....	273	same.....	5 00	75	3 75	".....
" 2.....	274	same.....	5 00	75	3 75	".....
" 2.....	275	same.....	18 50	75	13 87	".....
" 2.....	276	L. Knauss.....	21 65	75	16 23	".....
" 2.....	277	Jno. Eldman.....	250 00	par	250 00	Salary commissioner.....
" 2.....	278	L. Knauss.....	12 50	75	9 37	Salary officer.....
" 2.....	279	same.....	11 20	75	8 47	".....
" 2.....	280	S. W. Toomer.....	50 00	par	50 00	Salary commissioner.....
" 2.....	281	same.....	50 00	par	50 00	".....
" 2.....	282	same.....	50 00	par	50 00	".....
" 1.....	287	L. A. DeLorme.....	60 00	75	45 00	Salary officer.....
" 1.....	210	same.....	11 00	75	8 25	".....
			\$918 50		\$735 26	
Feb.						
1.....	288	J. H. Kelly.....	\$25 00	75	\$18 75	Salary officer.....
" 1.....	284	same.....	5 00	75	3 75	".....
" 1.....	285	Wm. Downing.....	25 00	75	18 75	".....
" 1.....	286	same.....	68 55	75	51 41	".....
" 1.....	287	Louis Knauss.....	25 00	75	18 75	".....
" 1.....	288	same.....	25 00	75	18 75	".....
" 1.....	289	same.....	28 55	75	21 41	".....
" 1.....	290	J. H. Kelly.....	20 00	75	15 00	".....
" 1.....	291	same.....	10 00	75	7 50	".....
" 1.....	292	same.....	10 00	75	7 50	".....
" 1.....	293	same.....	10 00	75	7 50	".....
" 1.....	294	same.....	8 55	75	6 41	".....
" 1.....	295	T. G. Kelly.....	20 00	75	15 00	".....
" 1.....	296	same.....	10 00	75	7 50	".....
" 1.....	297	same.....	23 75	75	17 81	".....
" 1.....	298	same.....	24 80	75	18 60	".....
" 1.....	299	Oscar Wilms.....	25 00	75	18 75	".....
" 1.....	300	same.....	25 00	75	18 75	".....
" 1.....	301	same.....	28 55	75	21 41	".....
" 1.....	302	Ph. Whering.....	40 00	75	30 00	Cash sale.....
" 1.....	303	same.....	14 15	75	10 61	".....
" 1.....	304	Curtis Hill & Co.....	65 60	75	49 20	For lumber to station house
" 1.....	305					Issued in March, 1868.....
" 1.....	306					" 1868.....
" 1.....	307					" January, 1868.....

STATEMENT—CONTINUED.

Date.	No.	Name.	Am't sold	Rate.	Amount realized.	Remarks.
1898.						
Feb. 1.....	308	L. A. DeLorme.....	\$60 00	75c	\$45 00	Salary officer.....
" 1.....	309	same	50 00	75	37 50	"
	310	.....				Issued in January, 1898....
			\$672 50		\$602 11	
March 2....	305	L. Knauss.....	\$80 00	75	\$59 50	Salary officer.....
" 2....	306	same	12 00	75	9 00	"
" 2....	311	J. H. Kelly.....	10 00	75	7 50	"
" 2....	312	same	10 00	75	7 50	"
" 2....	313	same	5 00	75	3 75	"
" 2....	314	same	5 00	75	3 75	"
" 2....	315	same	5 00	75	3 75	"
" 2....	316	same	20 00	75	15 00	"
" 2....	317	same	20 00	75	15 00	"
" 2....	318	same	7 85	75	5 88	"
" 2....	319	Ben. Godin.....	51 50	75	38 62	"
" 2....	320	Wm. Downing.....	25 00	75	18 75	"
" 2....	321	same	57 85	75	43 38	"
" 1....	322	Jno. A. Bailey.....	61 50	75	46 12	"
" 1....	323	T. G. Kelly	60 00	75	45 00	"
" 1....	324	same	32 85	75	17 13	"
" 1....	325	O. Wilms.....	5 00	75	3 75	"
" 1....	326	same	20 00	75	15 00	"
" 1....	327	same	57 85	75	43 38	"
" 1....	328	L. Knauss.....	11 50	75	8 62	"
" 1....	329	same	10 00	75	7 50	"
" 1....	330	same	10 00	75	7 50	"
" 1....	331	same	9 85	75	6 01	"
" 1....	332	Pat. Stack.....	20 00	75	17 00	"
" 1....	333	same	20 00	75	17 00	"
" 1....	334	same	20 00	75	17 00	"
" 1....	335	same	20 00	75	17 00	"
" 1....	336	same	12 90	75	11 00	"
" 1....	337	S. W. Toomer.....	25 00	par	25 00	Salary commissioner.....
" 1....	338	same	50 00	par	50 00	"
" 1....	339	E. W. Widen.....	25 00	par	25 00	"
" 1....	340	same	50 00	par	50 00	"
" 1....	341	Jno. Eidmann.....	125 00	par	125 00	"
			\$885 15		\$740 59	
April 1....	342	Wm. Downing.....	\$30 00	75	\$22 50	Salary officer.....
" 1....	343	same	56 80	75	42 60	"
" 1....	344	T. G. Kelly.....	40 00	75	30 00	"
" 1....	345	same	5 80	75	4 35	"
" 1....	346	same	10 00	75	7 50	"
" 1....	347	same	10 00	75	7 50	"
" 1....	348	same	10 00	75	7 50	"
" 1....	349	same	10 00	75	7 50	"
" 1....	350	J. H. Kelly.....	20 00	75	15 00	"
" 1....	351	same	10 00	75	7 50	"
" 1....	352	same	10 00	75	7 50	"
" 1....	353	same	10 00	75	7 50	"
" 1....	354	same	5 00	75	3 75	"
" 1....	355	same	5 00	75	3 75	"
" 1....	356	same	5 00	75	3 75	"
" 1....	357	same	5 00	75	3 75	"
" 1....	358	same	5 00	75	3 75	"
" 1....	359	same	5 00	75	3 75	"
" 1....	360	same	6 80	75	4 72	"
" 1....	361	L. Knauss.....	20 00	75	15 00	"
" 1....	362	same	10 00	75	7 50	"
" 1....	363	same	10 00	75	7 50	"
" 1....	364	same	10 00	75	7 50	"
" 1....	365	same	5 00	75	3 75	"
" 1....	366	same	5 00	75	3 75	"
" 1....	367	same	5 00	75	3 75	"
" 1....	368	same	5 00	75	3 75	"
" 1....	369	same	5 00	75	3 75	"
" 1....	370	same	5 00	75	3 75	"
" 1....	371	same	6 80	75	4 72	"
" 1....	372	Ben. Godin.....	20 00	75	15 00	"
" 1....	373	same	20 00	75	15 00	"
" 1....	374	same	10 00	75	7 50	"
" 1....	375	same	10 00	75	7 50	"
" 1....	376	same	5 00	75	3 75	"
" 1....	377	same	5 00	75	3 75	"
" 1....	378	same	5 00	75	3 75	"
" 1....	379	same	5 00	75	3 75	"

STATEMENT—CONTINUED.

Date.	No.	Name.	Am't sold	Rate.	Amount realized.	Remarks.
1868.						
April 1.....	380	Ben Godin.....	\$6 80	75c	\$4 72	Salary officer.....
" 1.....	381	G. W. Davis.....	100 00	60	60 00	Legal service.....
" 1.....	382	Oscar Wilms.....	20 00	75	15 00	Salary officer.....
" 1.....	383	same.....	20 00	75	15 00	".....
" 1.....	384	same.....	10 00	75	7 50	".....
" 1.....	385	same.....	10 00	75	7 50	".....
" 1.....	386	same.....	5 00	75	3 75	".....
" 1.....	387	same.....	5 00	75	3 75	".....
" 1.....	388	same.....	16 30	75	12 22	".....
			\$616 80		\$447 55	
May 1.....	389	Wm. Downing.....	\$65 00	75	\$48 75	Salary officer.....
" 1.....	390	same.....	20 45	75	15 33	".....
" 1.....	391	J. H. Kelly.....	25 00	75	18 75	".....
" 1.....	392	Miss St. John.....	78 00	75	58 50	Rent Station House.....
" 25.....	393	Wm. A. Witte.....	2,000 00	60	1,200 00	Cash sale.....
" 25.....	394	Wm. Schacht & H. Miller.	27 00	75	20 25	".....
" 25.....	395	J. A. Bailey.....	31 11	75	23 33	Salary officer.....
			\$2,246 56		\$1,384 96	
June 1.....	396	Wm. Downing.....	\$110 68	60	\$66 37	Salary officer.....
" 1.....	397	Oscar Wilms.....	5 00	60	3 00	".....
" 1.....	398	same.....	5 00	60	3 00	".....
" 1.....	399	same.....	5 00	60	3 00	".....
" 1.....	400	same.....	5 00	60	3 00	".....
" 1.....	401	same.....	5 00	60	3 00	".....
" 1.....	402	same.....	5 00	60	3 00	".....
" 1.....	403	same.....	5 00	60	3 00	".....
" 1.....	404	same.....	5 00	60	3 00	".....
" 1.....	405	same.....	5 00	60	3 00	".....
" 1.....	406	same.....	5 60	60	3 36	".....
" 1.....	407	same.....	10 00	60	6 00	".....
" 1.....	408	same.....	10 00	60	6 00	".....
" 1.....	409	same.....	10 00	60	6 00	".....
" 1.....	410	same.....	10 00	60	6 00	".....
" 1.....	411	same.....	10 00	60	6 00	".....
" 1.....	412	same.....	10 00	60	6 00	".....
" 1.....	413	same.....	10 00	60	6 00	".....
" 1.....	414	same.....	10 00	60	6 00	".....
" 1.....	415	same.....	10 00	60	6 00	".....
" 1.....	416	same.....	10 00	60	6 00	".....
" 1.....	417	same.....	10 00	60	6 00	".....
" 1.....	418	same.....	10 00	60	6 00	".....
" 1.....	419	same.....	10 00	60	6 00	".....
" 1.....	420	same.....	5 50	60	3 30	".....
" 1.....	421	E. W. Wider.....	75 00	par.	75 00	Salary Commissioner.....
" 1.....	422	M. Scott.....	2 30	35	1 95	Issued in place of certn. 108
			\$673 43		\$354 09	
July 1.....	423	Wm. Downing.....	\$39 60	60	\$23 76	Salary officer.....
" 1.....	424	same.....	17 00	60	10 20	".....
" 7.....	425	J. J. McLean.....	100 00	75	75 00	Salary, back pay.....
" 7.....	426	same.....	100 00	75	75 00	".....
" 7.....	427	same.....	100 00	75	75 00	".....
" 7.....	428	same.....	82 00	75	61 50	".....
			\$438 60		\$250 46	
Aug. 1.....	429	John Simons.....	\$7 00	75	\$5 25	Building station house.....
" 1.....	430	same.....	7 00	75	5 25	".....
" 1.....	431	same.....	26 00	75	19 50	".....
" 1.....	432	Schaub & Haus.....	29 70	75	22 27	Lamps, stove and pipes, etc.
" 1.....	433	Remains unused.....				
" 1.....	434	Wm. Downing.....	110 70	60	66 42	Salary officer.....
			\$190 40		\$118 69	
Sept. 1.....	435	Wm. Downing.....	\$110 70	60	\$66 42	Salary officer.....
" 10.....	436	Benj. Gedlin.....	50 00	60	30 00	".....
			\$160 70		\$96 42	
ct. 2.....	437	L. Knaues.....	\$50 00	60	\$30 00	Salary officer.....
" 1.....	438	Mrs L. M. St. John.....	200 00	50	100 00	Station house rent.....
" 1.....	439	Wm. Downing.....	100 00	60	60 00	Salary officer.....
" 1.....	440	Issued November 1, 1868.....				
" 1.....	441	J. B. Sinking.....	500 00	55	275 00	Cash sale.....

STATEMENT—CONTINUED.

Date.	No.	Name.	Am't sold.	Rate.	Amount realized.	Remarks.
1888.						
Oct. 1.....	438	J. B. Sicking.....	\$500 00	55c.	\$375 00	Cash sale.....
" 1.....	439	same.....	500 00	55	275 00	".....
" 1.....	440	same.....	318 00	55	175 01	".....
			\$2,168 21		\$1,210 01	
Nov. 1.....	436	Wm. Downing.....	\$110 00	60	\$66 00	Salary officer.....
" 16.....	441	J. B. Sicking.....	545 00	55	299 99	Sold for ca-h.....
	442					Issued December 1, 1888.....
	443					Issued August 19, 1897.....
" 1.....	444	T. G. Kelly.....	57 00	75	42 75	Salary officer.....
			\$719 45		\$408 74	
Dec. 1.....	443	Wm. Downing.....	\$107 00	60	\$64 20	Salary officer.....
" 31.....	445	R. L. Barrowman.....	50 00	par.	50 00	Salary Commissioner.....
" 31.....	446	same.....	75 00	"	75 00	".....
" 31.....	447	John Eidman.....	575 00	"	575 00	".....
" 31.....	448	S. W. Toomer.....	25 00	"	25 00	".....
" 31.....	449	G. and G. H. Koerner.....	197 00	"	197 00	Legal service.....
" 31.....	450	L. H. Hite.....	15 00	"	15 00	".....
" 31.....	451	same.....	200 00	"	200 00	".....
" 31.....	452	E. W. Wider.....	150 00	"	150 00	Salary Commissioner.....
" 31.....	453	J. B. Sicking.....	545 45	55	300 00	Cash sale.....
" 31.....	454	L. H. Hite.....	100 00	par.	100 00	Legal service.....
" 31.....	455	same.....	100 00	"	100 00	".....
" 31.....	456	same.....	50 00	"	50 00	".....
" 31.....	457	same.....	35 00	"	35 00	".....
" 31.....	458	G. W. Davis.....	200 00	"	200 00	".....
" 31.....	459	same.....	100 00	"	100 00	".....
" 31.....	460	same.....	100 00	"	100 00	".....
" 31.....	461	same.....	40 00	"	40 00	".....
" 30.....	463	Wm. Downing.....	94 19	60	56 50	Salary officer.....
			\$2,558 64		\$1,233 70	
1889.						
Jan. 1.....	463	Wm. Downing.....	\$20 00	60	\$12 00	Salary officer.....
" 1.....	464	J. and L. Bolsenne.....	49 16	60	29 76	Incidental expenses.....
" 1.....	465	J. J. McLean.....	25 00	80	15 00	Special police (election).....
" 1.....	466	B. B. George.....	100 00	75	75 00	Salary, back pay.....
" 1.....	467	same.....	200 00	75	150 00	".....
" 1.....	468	same.....	19 84	75	14 50	".....
			\$418 50		\$396 26	
Mar. 1.....	473	Wm. Downing.....	\$110 00	60	\$66 00	Salary officer.....
" 1.....	474	same.....	100 00	60	60 00	".....
			\$310 00		\$136 00	
April 1.....	475	J. Sullivan.....	\$100 00	60	\$60 00	Salary officer.....
" 7.....	476	R. L. Barrowmann.....	20 00	60	12 00	Incidental expenses.....
" 7.....	477	John Eidmann.....	4 16	60	2 49	".....
" 7.....	478	same.....	65 00	par.	65 00	Salary Commissioners.....
" 7.....	479	same.....	60 00	"	60 00	".....
" 7.....	480	R. L. Barrowmann.....	75 00	"	75 00	".....
" 7.....	481	E. W. Wider.....	25 00	"	25 00	".....
" 7.....	482	same.....	50 00	"	50 00	".....
" 7.....	483	J. J. McLean.....	58 25	60	35 01	Incidental expenses.....
" 7.....	484	E. W. Wider.....	41 85	60	24 29	".....
" 7.....	485	A. B. Pope.....	687 90	60	412 75	".....
" 15.....	486	Wm. Downing.....	40 00	60	24 00	Salary officer.....
" 15.....	487	same.....	40 00	60	24 00	".....
" 15.....	488	same.....	30 00	60	18 00	".....
" 28.....	489	Mrs L. St. John.....	200 00	60	120 00	Rent Station House.....
" 28.....	490	B. Godin.....	41 66	60	24 99	Salary officer.....
			\$1,588 72		\$1,082 53	
May 28.....	491	J. Sullivan.....	\$33 28	60	\$19 99	Salary officer.....
" 28.....	492	B. Godin.....	66 00	60	41 40	".....
			\$109 28		\$61 38	
June 5.....	493	Hugo Roplequet.....	\$100 00	25	\$26 00	[Sold by Sheriff at public
" 5.....	494	same.....	50 00	25	12 50	auction at Court House at
" 5.....	495	same.....	50 00	25	12 50	Belleville, on 5th day of
" 5.....	496	Fr. Peterson.....	50 00	25	11 50	June, 1889.].....
" 5.....	497	Oh. Gooding.....	25 00	24	6 00	".....
" 5.....	498	same.....	25 00	24	6 00	".....

STATEMENT—CONTINUED.

Date.	No.	Name.	Am't sold	Rate.	Amount realized.	Remarks.
1969.						
June 5.....	499	Ch. Gooding.....	\$25 00	24c	\$6 00	[Sold by Sheriff at public auction at Court House at Belleville, on 5th day of June, 1869.]
" 5.....	500	same.....	25 00	24	6 00	
" 5.....	501	same.....	25 00	25	6 25	
" 5.....	502	same.....	25 00	25	6 25	
" 5.....	503	same.....	25 00	25	6 25	
" 5.....	504	same.....	25 00	25	6 25	
" 5.....	505	F. H. Pieper & H. Abend.	25 00	25	6 25	
" 5.....	506	same.....	25 00	20	5 00	
" 5.....	507	same.....	25 00	20	5 00	
" 5.....	508	same.....	25 00	20	5 00	
" 5.....	509	same.....	25 00	24	6 00	[Sold by Sheriff at public auction at Court House at Belleville, on 5th day of June, 1868.]
" 5.....	510	same.....	25 00	24	6 00	
" 5.....	511	same.....	25 00	24	6 00	
" 5.....	512	same.....	25 00	24	6 00	
" 5.....	513	same.....	25 00	24	6 00	
" 5.....	514	same.....	25 00	24	6 00	
" 5.....	515	same.....	25 00	24	6 00	
" 5.....	516	same.....	25 00	24	6 00	
" 5.....	517	same.....	25 00	25½	6 37	
" 5.....	518	same.....	25 00	25½	6 37	
" 5.....	519	F. Hinze.....	50 00	26	13 00	[Sold by Sheriff at public auction at Court House at Belleville, on 5th day of June, 1868.]
" 5.....	520	same.....	50 00	26	13 00	
" 5.....	521	same.....	25 00	26	6 50	
" 5.....	522	same.....	25 00	26	6 50	
" 5.....	523	same.....	25 00	26	6 50	
" 5.....	524	same.....	25 00	26	6 50	
" 7.....	525	A. J. Cramer.....	4 47	60	2 54	
" 12.....	526	Peter Carr.....	25 00	33¾	8 43¾	
" 12.....	527	same.....	25 00	33¾	8 43¾	
" 12.....	528	same.....	25 00	33¾	8 43¾	
" 12.....	529	same.....	25 00	33¾	8 43¾	
" 12.....	530	Hugo Roplequet.....	25 00	28	7 00	Incidental expenses.
" 12.....	531	same.....	25 00	28	7 00	
" 12.....	532	same.....	25 00	28	7 00	
" 12.....	533	same.....	25 00	28	7 00	
" 12.....	534	same.....	25 00	27¾	6 98	
" 12.....	535	same.....	25 00	27¾	6 98	
" 12.....	536	same.....	25 00	27¾	6 98	
" 12.....	537	same.....	25 00	27¾	6 98	
" 12.....	538	Bernard Wick.....	25 00	31¼	7 81	
" 12.....	539	same.....	25 00	31¼	7 81	
" 12.....	540	same.....	25 00	31¼	7 80	[Should be 550; numbers on certificates are 450, and continue so on.]
" 12.....	541	same.....	25 00	31¼	7 80	
" 12.....	542	A. Witteg.....	25 00	27	6 75	
" 12.....	543	same.....	25 00	27	6 75	
" 12.....	544	same.....	25 00	27	6 75	
" 12.....	545	same.....	25 00	27	6 75	
" 12.....	546	H. Jacklesh.....	25 00	26¾	6 71	
" 12.....	547	same.....	25 00	26¾	6 71	
" 12.....	548	same.....	25 00	26¾	6 71	
" 12.....	549	same.....	25 00	26¾	6 71	
" 12.....	490	same.....	25 00	27½	6 87	[Should be 550; numbers on certificates are 450, and continue so on.]
" 12.....	451	same.....	25 00	27½	6 87	
" 12.....	452	same.....	25 00	27½	6 87	
" 12.....	453	same.....	25 00	27½	6 87	
" 12.....	454	same.....	25 00	27½	6 87	
" 12.....	455	same.....	25 00	27½	6 87	
" 12.....	456	same.....	25 00	27½	6 87	
" 12.....	457	same.....	25 00	27½	6 87	
" 12.....	458	same.....	25 00	30¾	7 56	
" 12.....	459	same.....	25 00	30¾	7 56	
" 12.....	460	same.....	100 00	30¾	31 25	[Should be 550; numbers on certificates are 450, and continue so on.]
" 12.....	461	same.....	25 00	30¾	7 81	
" 12.....	462	same.....	25 00	30¾	7 81	
" 12.....	463	same.....	25 00	32¾	8 06	
" 12.....	464	same.....	25 00	32¾	8 06	
" 12.....	465	same.....	25 00	32¾	8 06	
" 12.....	466	same.....	25 00	32¾	8 06	
" 12.....	467	same.....	25 00	32	8 00	
" 12.....	468	same.....	25 00	32	8 00	
" 12.....	469	same.....	25 00	32	8 00	
" 12.....	470	same.....	25 00	34	8 50	[Should be 550; numbers on certificates are 450, and continue so on.]
" 12.....	471	same.....	25 00	34	8 50	
" 12.....	472	same.....	25 00	34	8 50	
" 12.....	473	same.....	25 00	34	8 50	
" 12.....	474	same.....	25 00	34	8 50	
" 12.....	475	same.....	25 00	32¾	8 06	
" 12.....	476	same.....	25 00	32¾	8 06	
" 12.....	477	same.....	25 00	32¾	8 06	
" 12.....	478	same.....	25 00	32¾	8 06	

STATEMENT—CONTINUED.

Date.	No.	Name.	Am't sold	Rate.	Amount realized.	Remarks.
1899.						
June 12....	479	H. Jacklesch.....	\$25 00	33	\$8 00	Sold June 12, 1899.....
" 12....	480	same	25 00	33	8 00	"
" 12....	481	same	25 00	33	8 00	"
" 12....	482	same	25 00	33	8 00	"
" 12....	483	same	25 00	33½	8 31	"
" 12....	484	same	25 00	33½	8 31	"
" 12....	485	same	25 00	33½	8 31	"
" 12....	486	same	25 00	33½	8 31	"
" 12....	487	same	25 00	33½	8 31	"
" 12....	488	H. Jacklesch.....	50 00	33	16 00	Remains unissued.
" 12....	490	Lucien Eaton.....	1000 00	22	220 00	Sold June 12, 1899.....
" 12....	491	same	1000 00	22	220 00	"
" 12....	492	same	1000 00	22	220 00	"
" 12....	493	same	1000 00	22	220 00	"
" 12....	494	same	500 00	22	110 00	"
" 12....	495	same	500 00	22	110 00	"
" 12....	496	same	500 00	22	110 00	"
" 12....	497	same	500 00	22	110 00	"
" 12....	498	same	521 73	22	119 99	"
" 12....	499	P. Carr	100 00	22	22 00	Sold June 12, 1899.....
" 12....	500	Ed. Abend.....	100 00	25	25 00	"
" 12....	501	Isaac Scott.....	100 00	20	20 00	"
" 12....	502	Thos. Fitch.....	200 00	27	54 00	"
" 12....	503	Chas. Gooding.....	50 00	11	5 50	Sold June 26, 1899.....
" 12....	504	same	50 00	11	5 50	"
" 12....	505	Chas. Becker.....	1000 00	11	110 00	"
" 12....	506	same	1000 00	11	110 00	"
" 12....	507	Martin Medart.....	50 00	11	5 50	"
" 12....	508	same	50 00	11	5 50	"
" 12....	509	J. Hughes.....	50 00	12½	6 27	"
" 12....	510	same	50 00	11	5 50	"
" 12....	511	same	25 00	11	2 75	"
" 12....	512	E. A. Halbert.....	500 00	11	55 00	"
" 12....	513	same	500 00	11	55 00	"
" 12....	514	D. Wilson.....	200 00	12½	25 00	"
" 12....	515	H. W. Finck.....	500 00	11	55 00	"
" 12....	516	same	500 00	11	55 00	"
" 12....	517	same	500 00	11	55 00	"
" 12....	518	same	500 00	11	55 00	"
" 12....	519	same	500 00	11	55 00	"
" 12....	520	Marshall W. Wier.....	500 00	11	55 00	"
" 12....	521	same	500 00	11	55 00	"
" 12....	522	same	200 00	11	22 00	"
" 12....	523	A. Stookey, Jr.....	100 00	11	11 00	"
" 12....	524	Jno. Carr.....	100 00	10½	10 75	"
" 12....	525	same	50 00	11½	5 63	"
" 12....	526	same	50 00	12½	6 28	"
" 12....	527	A. Benson.....	100 00	15½	15 12	"
" 12....	528	Fr. Stoltz.....	100 00	18	18 00	"
" 12....	529	same	100 00	11½	11 25	"
" 12....	530	Peter Carr.....	25 00	20	5 00	"
" 12....	531	same	25 00	20	5 00	"
" 12....	532	same	25 00	18½	4 68	"
" 12....	533	same	25 00	18½	4 68	"
" 12....	534	same	25 00	18½	4 68	"
" 12....	535	same	25 00	18½	4 68	"
" 12....	536	same	25 00	16½	4 08	"
" 12....	537	same	25 00	16½	4 08	"
" 12....	538	same	25 00	16½	4 08	"
" 12....	539	same	25 00	16½	4 08	"
" 12....	540	same	25 00	12½	3 15	"
" 12....	541	same	25 00	12½	3 15	"
" 12....	542	same	25 00	11	2 75	"
" 12....	543	same	25 00	11	2 75	"
" 12....	544	same	25 00	11	2 75	"
" 12....	545	same	25 00	11	2 75	"
" 12....	546	same	25 00	11	2 75	"
" 12....	547	same	25 00	11	2 75	"
" 12....	548	same	25 00	11	2 75	"
" 12....	549	same	25 00	11	2 75	"
" 12....	550	same	100 00	11	11 00	"
" 12....	551	same	100 00	11	11 00	"
" 12....	552	same	100 00	11	11 00	"
" 12....	553	same	100 00	10½	10 87	"
" 12....	554	same	100 00	10½	10 75	"
" 12....	555	same	500 00	11	55 00	"
" 12....	556	same	100 00	10½	10 62	"
" 12....	557	Geo. Vonderschmidt.....	100 00	11	11 00	"
" 12....	558	G. A. Koerner.....	100 00	12½	12 75	"
" 12....	559	same	100 00	11	11 00	"

STATEMENT—CONTINUED.

Date.	No.	Name.	Am't sold	Rate.	Amount realized.	Remarks.
1869.						
June 26.....	560	G. A. Koerner.....	\$25 00	11c	\$3 75	Sold June 26, 1869
" 26.....	561	same	50 00	11	5 50	.....
" 26.....	562	same	50 00	11	5 50	.....
" 26.....	563	same	50 00	10%	5 37	.....
" 26.....	564	Chas. Thomas.....	50 00	11	5 50	.....
" 26.....	565	same	50 00	11	5 50	.....
" 26.....	566	same	50 00	11	5 50	.....
" 26.....	567	same	50 00	11	5 50	.....
" 26.....	568	same	50 00	11	5 50	.....
" 26.....	569	same	50 00	11	5 50	.....
" 26.....	570	same	50 00	11	5 50	.....
" 26.....	571	same	50 00	11	5 50	.....
" 26.....	572	same	50 00	11	5 50	.....
" 26.....	573	same	50 00	11	5 50	.....
" 26.....	574	same	50 00	11	5 50	.....
" 26.....	575	same	50 00	11	5 50	.....
" 26.....	576	same	50 00	11	5 50	.....
" 26.....	577	same	50 00	11	5 50	.....
" 26.....	578	same	50 00	11	5 50	.....
" 26.....	579	same	50 00	11	5 50	.....
" 26.....	580	same	50 00	11	5 50	.....
" 26.....	581	same	50 00	11	5 50	.....
" 26.....	582	same	50 00	11	5 50	.....
" 26.....	583	same	50 00	11	5 50	.....
" 26.....	584	Hugo Roplaquet.....	100 00	16%	16 50	.....
" 26.....	585	same	100 00	16%	16 50	.....
" 26.....	586	same	100 00	16%	16 50	.....
" 26.....	587	Morris Meyer.....	50 00	14	7 50	.....
" 26.....	588	same	50 00	14	5 50	.....
" 26.....	589	same	50 00	14	5 50	.....
" 26.....	590	same	50 00	14	5 50	.....
" 26.....	591	same	50 00	14	5 50	.....
" 26.....	592	E. Wick.....	50 00	14	5 50	.....
" 26.....	593	same	50 00	14	5 50	.....
" 26.....	594	same	50 00	14	5 50	.....
" 26.....	595	same	50 00	14	5 50	.....
" 26.....	596	same	50 00	14	5 50	.....
" 26.....	597	same	50 00	14	5 50	.....
" 26.....	598	Aug. Tiemann.....	100 00	14	11 00	.....
" 26.....	599	same	100 00	14	11 00	.....
" 26.....	600	same	100 00	14	11 00	.....
" 26.....	601	same	100 00	14	11 00	.....
" 26.....	602	same	100 00	14	11 00	.....
" 26.....	603	J. M. Hay.....	25 00	14%	3 68	.....
" 26.....	604	same	25 00	14%	3 68	.....
" 26.....	605	same	50 00	14%	7 37	.....
" 26.....	606	same	50 00	11	5 50	.....
" 26.....	607	same	50 00	11	5 50	.....
" 26.....	608	C. P. Knispel.....	50 00	20	10 00	.....
" 26.....	609	same	50 00	15%	7 50	.....
" 26.....	610	H. W. Fink.....	50 00	11	5 50	.....
" 26.....	611	same	50 00	11	5 50	.....
" 26.....	612	same	50 00	11	5 50	.....
" 26.....	613	same	50 00	11	5 50	.....
" 26.....	614	same	50 00	11	5 50	.....
" 26.....	615	same	50 00	11	5 50	.....
" 26.....	616	same	50 00	11	5 50	.....
" 26.....	617	same	50 00	11	5 50	.....
" 26.....	618	same	50 00	11	5 50	.....
" 26.....	619	same	50 00	11	5 50	.....
" 26.....	620	H. Schall.....	100 00	25%	25 50	.....
" 26.....	621	same	100 00	25%	25 50	.....
" 26.....	622	same	100 00	25	25 00	.....
" 26.....	623	same	100 00	25	25 00	.....
" 26.....	624	same	100 00	21%	21 50	.....
" 26.....	625	same	100 00	20	20 00	.....
" 26.....	626	same	100 00	20	20 00	.....
" 26.....	627	same	100 00	19%	19 75	.....
" 26.....	628	same	50 00	16	8 00	.....
" 26.....	629	same	50 00	16	8 00	.....
" 26.....	630	same	50 00	16	8 00	.....
" 26.....	631	same	50 00	16	8 00	.....
" 26.....	632	same	50 00	16	8 00	.....
" 26.....	633	same	50 00	16	8 00	.....
" 26.....	634	same	50 00	14	7 00	.....
" 26.....	635	same	50 00	14	7 00	.....
" 26.....	636	same	50 00	18%	6 62	.....
" 26.....	637	same	50 00	11%	5 75	.....
" 26.....	638	same	50 00	11%	5 75	.....
" 26.....	639	same	25 00	11%	2 75	.....

STATEMENT—CONTINUED.

Date.	No.	Name.	Am't sold	Rate.	Amount realized.	Remarks.
1869						
June 26	640	H. Schall	\$25 00	11½	\$2 78	Sold June 26, 1869
" 26	641	same	25 00	11½	2 78	
" 26	642	same	25 00	11½	2 78	
" 26	643	same	25 00	11	2 75	
" 26	644	same	25 00	11	2 75	
" 26	645	same	25 00	11	2 75	
" 26	646	same	25 00	11	2 75	
" 26	647	same	25 00	11	2 75	
" 26	648	same	25 00	11	2 75	
" 26	649	same	25 00	11	2 75	
" 26	650	same	25 00	11	2 75	
" 26	651	same	25 00	11	2 75	
" 26	652	same	25 00	11	2 75	
" 26	653	same	25 00	11	2 75	
" 26	654	same	25 00	11	2 75	
" 26	655	same	25 00	11	2 75	
" 26	656	same	25 00	11	2 75	
" 26	657	same	25 00	11	2 75	
" 26	658	same	25 00	11	2 75	
" 26	659	same	25 00	11	2 75	
" 26	660	same	25 00	11	2 75	
" 26	661	same	25 00	11	2 75	
" 26	662	same	25 00	11	2 75	
" 26	663	same	25 00	11	2 75	
" 26	664	same	25 00	11	2 75	
" 26	665	same	25 00	11	2 75	
" 26	666	same	25 00	11	2 75	
" 26	667	same	25 00	11	2 75	
" 26	668	same	25 00	11	2 75	
" 26	669	same	25 00	11	2 75	
" 26	670	same	25 00	11	2 75	
" 26	671	A. G. Badgley	25 00	25	6 25	
" 26	672	same	25 00	25	6 25	
" 26	673	same	25 00	25	6 25	
" 26	674	J. G. Shuska	25 00	21½	5 87	
" 26	675	same	25 00	21½	5 87	
" 26	676	same	25 00	21½	5 06	
" 26	677	same	25 00	20½	5 06	
" 26	678	same	25 00	20½	5 03	
" 26	679	same	25 00	19	4 75	
" 26	680	J. Thomas	25 00	15½	3 91	
" 26	681	same	25 00	15½	3 91	
" 26	682	same	25 00	11½	2 78	
" 26	683	same	25 00	11½	2 78	
" 26	684	same	25 00	11½	2 78	
" 26	685	same	25 00	11½	2 78	
" 26	686	same	25 00	11	2 75	
" 26	687	same	25 00	11	2 75	
" 26	688					Remains unissued
" 26	689	J. Thomas	25 00	11	2 75	Sold June 26, 1869
" 26	690	same	25 00	11	2 75	
" 26	691	same	25 00	11	2 75	
" 26	692	same	25 00	11	2 75	
" 26	693	same	25 00	11	2 75	
" 26	694	same	25 00	11	2 75	
" 26	695	same	25 00	11	2 75	
" 26	696	same	25 00	11	2 75	
" 26	697	same	25 00	11	2 75	
" 26	698	same	25 00	11	2 75	
" 26	699	same	25 00	11	2 75	
" 26	700	same	25 00	11	2 75	
" 26	701	same	25 00	11	2 75	
" 26	702	same	25 00	11	2 75	
" 26	703	same	25 00	11	2 75	
" 26	704	same	25 00	11	2 75	
" 26	705	same	25 00	11	2 75	
" 26	706	same	25 00	11	2 75	
" 26	707	same	25 00	11	2 75	
" 26	708	same	25 00	11	2 75	
" 26	709	same	25 00	11	2 75	
" 26	710	same	25 00	11	2 75	
" 26	711	same	25 00	11	2 75	
" 26	712	same	25 00	11	2 75	
" 26	713	same	25 00	11	2 75	
" 26	714	same	25 00	11	2 75	
" 26	715	same	25 00	11	2 75	
" 26	716	same	25 00	11	2 75	
" 26	717	same	25 00	11	2 75	
" 26	718	same	25 00	11	2 75	
" 26	719	same	25 00	11	2 75	
" 26	720	same	25 00	11	2 75	

STATEMENT—CONTINUED.

Date.	No.	Name.	Amount.	Rate.	Amount realized.	Remarks.
1869.						
June 26....	731	J. Thomas	\$25 00	11c	\$2 75	Sold June 24, 1869
" 26....	729	same	25 00	11	2 75	
" 26....	728	same	25 00	11	2 75	
" 26....	724	same	25 00	11	2 75	
" 26....	726	same	25 00	11	2 75	
" 26....	726	same	25 00	11	2 75	
" 26....	727	same	25 00	11	2 75	
" 26....	728	same	25 00	11	2 75	
" 26....	729	same	25 00	11	2 75	
" 26....	730	same	25 00	11	2 75	
" 26....	731	same	25 00	11	2 75	
" 26....	729	same	25 00	11	2 75	
" 26....	733	same	25 00	11	2 75	
" 26....	734	same	25 00	11	2 75	
" 26....	735	same	25 00	11	2 75	
" 26....	736	same	25 00	11	2 75	
" 26....	737	same	25 00	11	2 75	
" 26....	738	same	25 00	11	2 75	
" 26....	739	same	25 00	11	2 75	
" 26....	740	same	25 00	11	2 75	
" 26....	741	same	25 00	11	2 75	
" 26....	742	same	25 00	11	2 75	
" 26....	743	same	25 00	11	2 75	
" 26....	744	same	25 00	11	2 75	
" 26....	745	same	25 00	11	2 75	
" 26....	746	same	25 00	11	2 75	
" 26....	747	same	25 00	11	2 75	
" 26....	748	same	25 00	11	2 75	
" 26....	749	same	25 00	11	2 75	
" 26....	750	same	25 00	11	2 75	
" 26....	751	same	25 00	11	2 75	
" 26....	752	same	25 00	11	2 75	
" 26....	753	same	25 00	11	2 75	
" 26....	754	same	25 00	11	2 75	
" 26....	755	same	25 00	11	2 75	
" 26....	756	same	25 00	11	2 75	
" 26....	757	same	25 00	11	2 75	
" 26....	758	same	25 00	11	2 75	
" 26....	759	same	25 00	11	2 75	
" 26....	760	same	25 00	11	2 75	
" 26....	761	same	25 00	11	2 75	
" 26....	762	same	25 00	11	2 75	
" 26....	763	same	25 00	11	2 75	
" 26....	764	same	25 00	11	2 75	
" 26....	765	same	25 00	11	2 75	
" 26....	766	same	25 00	11	2 75	
" 26....	767	same	25 00	11	2 75	
" 26....	768	same	25 00	11	2 75	
" 26....	769	same	25 00	11	2 75	
" 26....	770	same	25 00	11	2 75	
" 26....	771	same	25 00	11	2 75	
" 26....	772	same	25 00	11	2 75	
" 26....	773	same	25 00	11	2 75	
" 26....	774	same	25 00	11	2 75	
" 26....	775	same	25 00	11	2 75	
" 26....	776	same	25 00	11	2 75	
" 26....	777	same	25 00	11	2 75	
" 26....	778	same	25 00	11	2 75	
" 26....	779	same	25 00	11	2 75	
" 26....	780	same	25 00	11	2 75	
" 26....	781	same	25 00	11	2 75	
" 26....	782	same	25 00	11	2 75	
" 26....	783	same	25 00	11	2 75	
" 26....	784	same	25 00	11	2 75	
" 26....	785	same	25 00	11	2 75	
" 26....	786	same	25 00	11	2 75	
" 26....	787	same	25 00	11	2 75	
" 26....	788	same	25 00	11	2 75	
" 26....	789	same	25 00	11	2 75	
" 26....	790	same	25 00	11	2 75	
" 26....	791	same	25 00	11	2 75	
" 26....	792	same	25 00	11	2 75	
" 26....	793	same	25 00	11	2 75	
" 26....	794	same	25 00	11	2 75	
" 26....	795	same	25 00	11	2 75	
" 26....	796	same	25 00	11	2 75	
" 26....	797	same	25 00	11	2 75	
" 26....	798	same	25 00	11	2 75	
" 26....	799	same	25 00	11	2 75	
" 26....	800	same	25 00	11	2 75	
" 26....	801	same	25 00	11	2 75	

STATEMENT—CONTINUED.

Date.	No.	Name.	Am't sold	Rate.	Amount realized.	Remarks.
1869.						
June 26.	803	J. Thomas	\$25 00	11c	\$2 75	Sold June 26, 1869.
" 26.	808	same	25 00	11	2 75	
" 26.	814	same	25 00	11	2 75	
" 26.	805	same	25 00	11	2 75	
" 26.	804	same	25 00	11	2 75	
" 26.	807	same	25 00	11	2 75	
" 26.	806	same	25 00	11	2 75	
" 26.	809	same	25 00	11	2 75	
" 26.	810	same	25 00	11	2 75	
" 26.	811	same	25 00	11	2 75	
" 26.	812	same	25 00	10%	2 68	
" 26.	813	same	25 00	10%	2 68	
" 26.	814	same	25 00	10%	2 68	
" 26.	815	same	25 00	10%	2 68	
" 26.	816	same	25 00	10%	2 68	
" 26.	817	same	25 00	10%	2 68	
" 26.	818	same	25 00	10%	2 68	
" 26.	819	same	25 00	10%	2 68	
" 26.	820	same	25 00	10%	2 68	
" 26.	821	same	25 00	10%	2 68	
" 26.	822	same	25 00	10%	2 68	
" 26.	823	same	25 00	10%	2 68	
" 26.	824	same	25 00	10%	2 68	
" 26.	825	same	25 00	10%	2 68	
" 26.	826	same	25 00	10%	2 68	
" 26.	827	same	25 00	10%	2 68	
" 26.	828	same	25 00	10%	2 68	
" 26.	829	same	25 00	10%	2 68	
" 26.	830	same	25 00	10%	2 68	
" 26.	831	same	25 00	10%	2 68	
" 26.	832	same	25 00	10%	2 68	
" 26.	833	same	25 00	10%	2 68	
" 26.	834	same	25 00	10%	2 68	
" 26.	835	same	25 00	10%	2 68	
" 26.	836	same	25 00	10%	2 68	
" 26.	837	same	25 00	10%	2 68	
" 26.	838	same	25 00	10%	2 68	
" 26.	839	same	25 00	10%	2 68	
" 26.	840	same	25 00	10%	2 68	
" 26.	841	same	25 00	10%	2 68	
" 26.	842	same	25 00	10%	2 68	
" 26.	843	same	25 00	10%	2 68	
" 26.	844	same	25 00	10%	2 68	
" 26.	845	same	25 00	10%	2 68	
" 26.	846	same	25 00	10%	2 68	
" 26.	847	same	25 00	10%	2 68	
			<u>\$39,276 47</u>		<u>\$4,708 83</u>	

Scrip Issued—New Series.

1870.						
Feb. 5.	1	Ph. Yeckel	\$200 00	17-18c	\$35 00	[Sold at public auction by the Sheriff on the 5th day of February, 1870.]
" 5.	2	Jeff Ramey	1,100 00	17	187 00	
" 5.	3	John Elmer	100 00	18	16 00	
" 5.	4	John Brown	25 00	17%	4 37½	
" 5.	5	same	25 00	17%	4 37½	
" 5.	6	same	25 00	17%	4 37½	
" 5.	7	same	25 00	17%	4 37½	
" 5.	8	same	25 00	17%	4 37½	
" 5.	9	same	25 00	17%	4 37½	
" 5.	10	same	25 00	17%	4 37½	
" 5.	11	same	25 00	17%	4 37½	
" 5.	12	same	25 00	17%	4 37½	
" 5.	13	same	25 00	17%	4 37½	
" 5.	14	same	25 00	17%	4 37½	
" 5.	15	same	25 00	17%	4 37½	
" 5.	16	same	25 00	17%	4 37½	
" 5.	17	same	25 00	17%	4 37½	
" 5.	18	same	25 00	17%	4 37½	
" 5.	19	same	25 00	17%	4 37½	
" 5.	20	Gust Horn	100 00	21	21 00	
" 5.	21	same	100 00	21½	21 50	
" 5.	22	same	100 00	18½	18 50	
" 5.	23	same	200 00	18	32 00	
" 5.	24	same	100 00	16%	16 50	
" 5.	25	same	100 00	16%	16 50	
" 5.	26	same	100 00	16%	16 50	
" 5.	27	same	100 00	16%	16 50	
" 5.	28	same	100 00	17%	17 50	
" 5.	29	same	100 00	17	17 00	

STATEMENT—CONTINUED.

Date.	No.	Name.	Am't sold.	Rate.	Amount realized.	Remarks.
1870.						
Feb. 5.	80	Gust Horn.	\$100 00	17½	\$17 50	[Sold at public auction by the Sheriff, on the 5th day of February, 1870]
" 5.	81	same	100 00	17½	17 50	
" 5.	82	same	100 00	18	18 00	
" 5.	83	same	100 00	18	18 00	
" 5.	84	Jeff. Raney	100 00	12½	12 50	
" 5.	85	same	100 00	12½	12 25	
" 5.	86	Ph. Yekel	200 00	14	28 00	
" 5.	87	same	200 00	13	24 00	
" 5.	88	Jeff. Raney	100 00	12½	12 25	
" 5.	89	same	100 00	12½	12 50	
" 5.	40	same	100 00	12½	12 50	
" 5.	41	same	100 00	12½	12 50	
" 5.	42	same	100 00	12½	12 50	
" 5.	43	same	100 00	12½	12 50	
" 5.	44	same	100 00	12½	12 50	
" 5.	45	same	100 00	12½	12 50	
" 5.	46	same	100 00	12½	12 50	
" 5.	47	J. P. Rich.	100 00	12½	12 50	
" 5.	48	Fr. Vollrath	100 00	12½	12 50	
" 5.	49	Jno. Elmer	50 00	12½	6 25	
" 5.	50	same	50 00	12½	6 25	
" 19.	51	same	50 00	12½	6 25	Sold February 12, 1870.
" 19.	52	same	50 00	12½	6 25	
" 19.	53	Geo. Miller	200 00	12½	25 00	
" 19.	54	P. Swinn	200 00	12½	25 00	
" 19.	55	J. J. Thomas	25 00	12½	3 06½	
" 19.	56	same	25 00	12½	3 06½	
" 19.	57	same	25 00	12½	3 06½	
" 19.	58	same	25 00	12½	3 06½	
" 19.	59	same	25 00	12½	3 06½	
" 19.	60	same	25 00	12½	3 06½	
" 19.	61	same	25 00	12½	3 06½	
" 19.	62	same	25 00	12½	3 06½	
" 19.	63	Geo. Vonderschmidt	25 00	12½	3 06½	
" 19.	64	same	25 00	12½	3 06½	
" 19.	65	same	25 00	12½	3 06½	
" 19.	66	same	25 00	12½	3 06½	
" 19.	67	same	100 00	12½	12 25	
" 19.	68	H. Kemper	25 00	12½	3 12½	
" 19.	69	same	25 00	12½	3 12½	
" 19.	70	same	25 00	12½	3 12½	
" 19.	71	same	25 00	12½	3 12½	
" 19.	72	same	100 00	12½	12 50	
" 19.	73	same	200 00	12½	24 50	
" 19.	74	same	100 00	12½	12 50	
" 19.	75	same	100 00	12½	12 50	
" 19.	76	same	200 00	12½	24 25	
" 19.	77	Chas. Becker	100 00	16½	16 50	
" 19.	78	same	100 00	16½	16 50	
" 19.	79	same	100 00	18	18 00	
" 19.	80	same	100 00	18	18 00	
" 19.	81	same	100 00	12½	12 50	
" 19.	82	same	100 00	12½	12 50	
" 19.	83	same	100 00	12½	12 75	
" 19.	84	same	100 00	12½	12 75	
" 19.	85	J. J. McLean	500 00	20	100 00	Sold February 12, 1870.
" 19.	86	Destroyed				
" 19.	87	J. J. McLean	500 00	20	100 00	
" 19.	88	same	500 00	20	100 00	
" 19.	89	same	500 00	20	100 00	
" 19.	90	same	500 00	20	100 00	
" 20.	91	Gust. Hegel	500 00	20	100 00	Sold February 25, 1870.
" 20.	92	same	500 00	20½	100 60	
" 20.	93	Wm. Friedlander	25 00	12½	4 88½	Sold February 25, 1870.
" 20.	94	same	25 00	12½	4 88½	
" 20.	95	same	25 00	12½	4 88½	
" 20.	96	same	25 00	12½	4 88½	
" 20.	97	same	25 00	12½	4 88½	
" 20.	98	same	50 00	12½	9 66½	
" 20.	99	same	50 00	12½	9 66½	
" 20.	100	same	50 00	12½	9 66½	
" 20.	101	same	25 00	12½	4 88½	
" 20.	102	same	50 00	12½	9 66½	
" 20.	103	same	50 00	12½	9 66½	
" 20.	104	same	50 00	12½	9 66½	
" 20.	105	same	50 00	12½	9 66½	
" 20.	106	same	100 00	20	20 00	
" 20.	107	same	100 00	20	20 00	
" 20.	108	same	100 00	20	20 00	
" 20.	109	same	100 00	20	20 00	

STATEMENT—CONTINUED.

Date.	No.	Name.	Am't sold.	Rate.	Amount realized.	Remarks.
1870.						
Feb. 26....	110	Wm. Friedlander	\$100 00	90c.	\$90 00	Sold February 26, 1870.....
" 26.....	111	same	100 00	90	90 00	
" 26.....	112	same	100 00	90	90 00	
" 26.....	113	same	100 00	90	90 00	
" 26.....	114	same	100 00	90	90 00	
" 26.....	115	same	100 00	90	90 00	
			\$12,600 00		\$9108 97½	
Mar. 5.....	116	J. J. McLean.....	\$500 00	66	\$330 00	
" 5.....	117	same	289 00	71	169 69	
" 12.....	118	Joe. Yock.....	50 00	25	12 50	
" 12.....	119	same	50 00	25	12 50	
" 12.....	120	same	50 00	25	12 50	
" 12.....	121	same	50 00	25	12 50	
" 12.....	122	same	50 00	25	12 50	
" 12.....	123	same	50 00	25	12 50	
" 12.....	124	same	50 00	25	12 50	
" 12.....	125	same	50 00	25	12 50	
" 12.....	126	same	50 00	25	12 50	
" 12.....	127	same	50 00	25	12 50	
" 12.....	128	same	50 00	25	12 50	
" 12.....	129	same	50 00	25	12 50	
" 12.....	130	same	50 00	25	12 50	
" 12.....	131	same	50 00	25	12 50	
" 12.....	132	same	50 00	25	12 50	
" 12.....	133	same	50 00	25	12 50	
" 12.....	134	same	50 00	25	12 50	
" 12.....	135	same	50 00	25	12 50	
" 12.....	136	same	50 00	25	12 50	
" 12.....	137	same	50 00	25	12 50	
" 12.....	138	same	50 00	25	12 50	
" 12.....	139	same	50 00	25	12 50	
" 12.....	140	same	50 00	25	12 50	
" 12.....	141	same	50 00	25	12 50	
" 12.....	142	same	50 00	25	12 50	
" 12.....	143	same	50 00	25	12 50	
" 12.....	144	same	50 00	25	12 50	
" 12.....	145	same	50 00	25	12 50	
" 12.....	146	same	50 00	25	12 50	
" 12.....	147	same	50 00	25	12 50	
" 12.....	148	Gust. Horn.....	25 00	26	6 50	
" 12.....	149	same	50 00	25	12 50	
" 12.....	150	same	50 00	25	12 50	
" 12.....	151	same	50 00	25	12 50	
" 12.....	152	same	50 00	25	12 50	
" 12.....	153	same	50 00	25	12 50	
" 12.....	154	same	50 00	25	12 50	
" 12.....	155	same	50 00	25	12 50	
" 12.....	156	same	50 00	25	12 50	
" 12.....	157	same	50 00	25	12 50	
" 12.....	158	same	50 00	25	12 50	
" 12.....	159	same	50 00	25	12 50	
" 12.....	160	same	50 00	25	12 50	
" 12.....	161	same	50 00	25	12 50	
" 12.....	162	same	50 00	25	12 50	
" 12.....	163	same	50 00	25	12 50	
" 12.....	164	same	50 00	25	12 50	
" 12.....	165	same	50 00	25	12 50	
" 12.....	166	same	50 00	25	12 50	
" 12.....	167	same	50 00	25	12 50	
" 12.....	168	same	50 00	25	12 50	
" 12.....	169	same	50 00	25	12 50	
" 12.....	170	same	50 00	25	12 50	
" 12.....	171	G. H. Harvey.....	500 00	25½	127 50	
" 12.....	172	same	500 00	25½	126 25	
" 12.....	173	same	500 00	25½	126 25	
" 12.....	174	Fr. Stolts.....	900 00	25	60 00	
" 12.....	175	J. J. McLean.....	500 00	25	125 00	
" 12.....	176	same	500 00	25	125 00	
" 12.....	177	same	500 00	25	125 00	
" 12.....	178	same	500 00	25	125 00	
" 12.....	179	same	500 00	25	125 00	
" 12.....	180	same	500 00	25	125 00	
" 12.....	181	same	500 00	25	125 00	
" 12.....	182	same	500 00	25	125 00	
" 12.....	183	same	500 00	25	125 00	

STATEMENT—CONTINUED.

Date.	No.	Name.	Am't sold	Rate.	Amount realized.	Remarks.
1870.						
March 17...	184	J. J. McLean.....	\$500 00	25c	\$125 00	.....
" 17...	185	same	500 00	25	125 00	.....
" 17...	186	same	5 00 00	25	125 00	.....
" 17...	187	Vold.....	500 00	25	125 00	.....
			\$11,064 00		\$3,086 19	
1871.						
March 1....	188	J. J. McLean.....	\$270 00	par	\$270 00	.....
" 1....	189	G. Koerner.....	165 00	"	165 00	.....
" 1....	190	191, 192 and 193, void				.....
" 1....	194	R. L. Barrowmann.....	75 00	par	75 00	.....
" 1....	195	E. W. Widen.....	75 00	"	75 00	.....
" 1....	196	H. Schall.....	125 00	"	125 00	.....
" 1....	197	J. J. McLean.....	50 00	"	50 00	.....
" 1....	198	same	50 00	"	50 00	.....
" 1....	199	H. Schall.....	125 00	"	125 00	.....
" 4....	200	same	50 00	"	50 00	.....
" 4....	201	same	50 00	"	50 00	.....
" 4....	202	same	50 00	"	50 00	.....
" 4....	203	same	50 00	"	50 00	.....
" 5....	204	same	50 00	"	50 00	.....
" 5....	205	same	100 00	"	100 00	.....
			\$1,285 00		\$1,285 00	

RECAPITULATION.

Date.	Amount sold.	Amount realized.
1867..June.....	\$3,780 02	\$3,481 40
July.....	278 80	288 54
August.....	499 89	494 47
September.....	96 00	76 70
October.....	2,399 85	1,327 98
November.....	819 80	644 35
December.....	754 45	601 83
	\$7,607 81	\$5,643 68
1868..January.....	\$913 50	\$785 26
February.....	673 50	501 11
March.....	885 15	740 89
April.....	616 80	447 55
May.....	2,246 56	1,394 26
June.....	378 43	254 08
July.....	488 60	280 46
August.....	180 40	118 69
September.....	160 70	96 43
October.....	2,168 20	1,210 01
November.....	719 45	408 74
December.....	2,538 64	2,282 70
	\$11,976 93	\$8,582 41
1869..January.....	\$418 50	\$396 26
March.....	210 00	126 00
April.....	1,688 72	1,062 53
May.....	102 88	61 89
June.....	20,276 47	4,709 88
	\$21,541 02	\$6,296 00
1870..February.....	\$12,000 00	\$2,108 22
March.....	11,064 00	3,086 19
	\$23,064 00	\$5,194 43
1871..March.....	\$1,285 00	\$1,285 00

FINAL.

Year.	Amount sold.	Amount realized.	Amount expended.
1867.....	\$7,807 81	\$5,642 66	\$6,568 55
1868.....	11,976 98	8,582 41	7,684 87
1869.....	81,541 03	6,328 00	5,856 51
1870.....	23,664 00	5,184 43	5,560 27
1871.....	1,235 00	1,585 00	1,833 60
	<u>\$75,074 26</u>	<u>\$26,880 49</u>	<u>\$26,853 50</u>
By balance on hand.....			\$27 19

Cash Exhibit and Treasurer's Report of the Board of Police Commissioners of the city of East St. Louis, Illinois.—Cash Account 1867.

DEBIT.

Month.		Sold.	Realized.
June.....	To scrip sold.....	\$3,760 03	\$3,451 40
July.....		278 30	236 54
August.....		429 89	424 47
September.....		96 00	76 70
October.....		3,899 85	1,327 98
November.....		819 30	644 25
December.....		754 45	601 83
	To balance.....		926 80
			<u>\$6,568 55</u>

CREDIT.

Month.		Amount.
March.....	By pay-roll.....	\$468 73
April.....		573 70
May.....		959 75
June.....		573 70
	G. & A. Koerner, for legal services.....	100 00
	Joe. Yoch, to coal for office.....	11 09
July.....	By pay-roll.....	564 75
	Expense 12 day clubs.....	15 00
	1 copying press, seal and 12 stars.....	37 00
	12 police belts.....	56 00
	8 badges for commissioners.....	18 00
	Stationery.....	56 00
	1 office table.....	25 00
	stationery.....	34 75
	advertising in East St. Louis Gazette.....	2 50
	McKee & Co., printing.....	166 00
	printing copies of police act.....	15 00
	100 postage stamps.....	3 09
	1 lock for jail.....	75
	1 dozen photographs of E. Downs.....	3 00
	interest on note in bank.....	15 40
	1 dozen police caps.....	24 00
	By one special police.....	3 00
August.....	pay-roll.....	719 20
	expense A. W. Metcalf for legal service.....	80 00
	L. & J. Bol-menue, horse hire.....	17 50
September.....	pay-roll.....	404 40
October.....		368 50
November.....		663 70
	Davis & Hite for legal services.....	60 00
December.....	pay-roll.....	533 99
	Lucien Eaton.....	75 00
		<u>\$6,568 55</u>

Cash Account—1868.

DEBIT.

Month.		Sold.	Realized.
January.....	To scrip.....	\$925 50	\$785 26
February.....	".....	672 59	502 11
March.....	".....	895 15	740 89
April.....	".....	616 80	447 55
May.....	".....	2,264 54	1,384 98
June.....	".....	873 42	254 02
July.....	".....	488 60	320 46
August.....	".....	180 40	118 69
September.....	".....	180 70	96 43
October.....	".....	2,168 20	1,210 01
November.....	".....	712 45	408 74
December.....	".....	2,556 64	2,282 70
	To balance.....		77 83
			\$8,610 26

CREDIT.

Month.		Amount.
	By balance.....	\$925 50
January.....	pay roll.....	589 04
".....	expense—Schaub & House, office stove.....	17 25
February.....	pay roll.....	812 15
".....	expense—T. H. Whering.....	10 40
".....	"..... Miller & Schacht.....	21 00
".....	"..... Curtis & Price, lumber, etc.....	49 20
March.....	pay roll.....	507 61
April.....	".....	447 17
May.....	".....	651 18
".....	expense—L. M. St. John, for rent.....	80 00
June.....	pay roll.....	350 16
".....	expense—John Eidmann, material for cells.....	20 05
".....	"..... Schaub & House, one lamb.....	5 05
".....	"..... carpenter work, station house.....	40 00
".....	"..... railroad passes.....	20 00
".....	"..... to E. W. Wider, cash, for material advanced.....	125 00
July.....	pay roll.....	329 04
August.....	".....	608 24
September.....	".....	299 04
".....	expense—to McLean, exp. to Springfield.....	80 00
October.....	pay roll.....	359 04
".....	expense—L. M. St. John, for rent.....	130 00
November.....	pay roll.....	630 47
December.....	".....	361 18
".....	expense—Davis & Hite, legal service.....	940 00
".....	"..... G. and A. Koerner, legal service.....	197 00
".....	"..... 1 car of coal and hauling.....	14 00
".....	"..... 19 gallons of coal oil.....	5 40
".....	"..... to horse hire, L. and J. Bolamene.....	19 00
".....	"..... advertising sale of, Missouri 'Republican' and 'Democrat'.....	47 80
".....	three special police on day of election.....	15 00
		\$8,610 26

Cash Account—1869.

DEBIT.

Month.		Sold.	Realized.
January.....	To scrip.....	\$412 50	\$396 26
March.....	".....	210 00	126 00
April.....	".....	1,588 72	1,082 52
May.....	".....	102 23	61 82
June.....	".....	29,276 47	4,709 82
			\$6,226 00

Cash Account—1869—Continued.

CREDIT.

Month.		Amount.
January	By balance	\$77 85
February	pay roll	859 04
March	"	608 33
"	"	359 04
"	expense—A. Cramer, for three cell fastenings	2 65
"	" A. B. Pope, legal service	412 75
April	pay roll	835 00
"	expense—posting bills of certificate sale	2 50
"	" to R. L. Barrowmann, for exp. to Springfield.	19 00
"	" to J. J. McLean,	85 00
"	" to E. W. Wider,	25 00
May	pay roll	610 00
June	"	835 00
July	"	835 00
August	"	610 00
September	"	885 00
October	"	885 00
November	"	610 00
December	"	885 00
	Balance	491 64
		\$6,226 00

Cash Account—1870.

DEBIT.

Month.		Sold.	Realized.
February	To balance		\$491 64
March	scrip	\$12,500 00	2,108 32
		11,064 00	8,086 19
			\$5,686 06

CREDIT.

Amount.		Amount.
January	Pay roll	\$385 00
"	expense—Schaub & House, stove, lamp, etc.	20 00
"	" Yoch & Bro's, for coal for office	17 98
"	" Semmelroth, advertising certificates	5 50
"	" John Mans & Son, sundries	4 50
February	pay roll	547 50
"	expense—to bill Lieford	10 00
"	" Meyer & Stratmann	2 50
"	" Sheriff Stookey	40 70
"	" Meyer & Stratmann	6 90
"	" J. J. McLean	50
March	" H. Schall	69 50
"	pay roll	385 00
"	expense—L. M. St. John, to rent	900 00
"	" carriage hire and toll	6 00
"	" to bill of J. Eidmann	25 00
April	pay roll	602 50
"	expense—to carriage hire on day of sale	29 80
"	" Sheriff Stookey, per centage	100 80
"	" posting bills of certificates of sale	10 00
"	" to M. Haesli, to clubs	8 00
"	" R. P. Studley, account and certificate books	32 00
"	" G. & A. Koerner, legal services	250 00
"	" G. W. Davis	360 00
"	" Miller & Schacht, court cost	40 70
"	" E. W. Wider, 30 gallons coal oil	12 50
"	" 1 pair handcuffs	8 00
"	" R. T. Ennis, sundries	9 60
May	pay roll	910 00
"	expense—A. Maurer	1 25
"	" Theil & Johnson	15 00
"	" L. M. St. John, rent	40 00
"	" Wm. O'Neill, copy of council meeting	1 00

Cash Account—1870.—Continued.

Month.		Amount.
July	By pay roll	\$110 00
"	expense, docket fees in C. Court	5 00
August	pay roll	855 00
"	expense, fee bill	11 75
"	G. & A. Koerner, legal service	100 00
June	pay roll	407 50
"	expense, to Supreme Court decision	10 00
September	pay roll	110 00
October .....	.....	100 00
December	expense, sheriff fees	85 45
"	printing brief of Koerner	21 00
"	allowance of February, 1867 (September, 1867)	147 10
"	balance	125 79
		\$5,686 06

Cash Account—1871.

DEBIT.

Month.		Sold.	Realized.
March 4	To balance		\$125 79
" 5	scrip	\$1,185 00	1,185 00
" .....	.....	150 00	150 00
" .....	.....		\$1,410 79
" 5	To balance		\$27 19

CREDIT.

Month.		Amount.
March	By expense account of E. W. Wi	\$246 10
"	Schall & Becker	52 50
"	pay roll for November	875 00
"	" for December	100 00
"	" for January	100 00
"	" for February	845 00
"	expense G. Koerner, legal service	165 00
"	balance	27 19
		\$1,410 79

STATE OF ILLINOIS, }
St. Clair County. } ss.

We, Henry Schall, Treasurer, and John J. McLean, Clerk of the Board of Police Commissioners of the city of East St. Louis, Illinois, do hereby certify that the foregoing exhibits and accounts are true and correct.

JOHN J. McLEAN, *Clerk.*

HENRY SCHALL, *Treasurer.*

Subscribed and sworn to before me this twelfth day of October, A. D. 1871.

MARCUS FINCH,
Notary Public, St. Clair county, Ill.

Mr. Epler introduced
 Senate bill, No. 387, for "An act making appropriation of \$25,000
 to Douglas monument."

Which was read at large a first time, and
 Ordered to a second reading, and
 Referred to the committee on finance.

By unanimous consent,

Mr. Vaughan, from the committee on roads and highways, to which was referred Senate bill, No. 340, for "An act in regard to roads and bridges," reported the same back, with amendments, and recommended the adoption of the same.

On motion of Mr. Crawford,

The bill was ordered to lie on the table, and 250 copies, with amendments, ordered printed.

House bill, No. 650, for "An act to make an appropriation to pay for fitting up the hall of the House of Representatives and Senate chamber for the use of this General Assembly,"

Was taken up, read at large a first time, and

Ordered to a second reading.

On motion of Mr. Pierce,

Referred to the committee on expenditures of the general assembly.

On motion of Mr. Pierce,

Senate bill, No. 364, for "An act making an appropriation for the payment of certain contingent expenses of the General Assembly, heretofore unprovided for,"

Was taken up, and

Referred to the committee on expenditures of the general assembly.

Mr. Alexander, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bills of the following titles, to-wit:

Senate bill, No. 99, for "An act concerning conveyances."

Senate bill, No. 229, for "An act to increase the jurisdiction of county courts."

On motion of Mr. Vaughan,

Senate bill, No. 340, for "An act in regard to roads and bridges," was made the special order for Thursday, January 18th, 1872, at 3 o'clock P. M.

On motion of Mr. Fuller,

The vote whereby House bill No. 400 was ordered to a third reading, was reconsidered.

On motion of Mr. Fuller,

The vote whereby the report of the committee on railroads and warehouses to House bill No. 400 was adopted, was reconsidered.

Mr. Fuller then offered the following amendment to the report of the committee; which was adopted:

Amend by adding to the amended section 27 the following: "The repeal of the acts and parts of acts mentioned in this section shall not be so construed as to affect any rights acquired thereunder; but all companies formed under such acts or parts of acts may, if they will adopt this act, be entitled to proceed hereunder, and have all the benefits of this act. And the fixing of the termini by any such company shall have the same effect as if it had been fixed by the General Assembly."

On motion of Mr. Fuller,

The report of the committee, as amended, was then adopted.

On motion of Mr. Fuller,

The bill (House bill No. 400) was then ordered to a third reading.

Mr. Flagg introduced

Senate bill, No. 388, for "An act to secure uniform and reliable statistics concerning the dependant and criminal classes, and their treatment in State and county institutions."

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on state charitable institutions.

On motion of Mr. Washburn,

House bill, No. 592, for "An act to fix the times of holding the circuit court in the several counties composing the third judicial district,"

Was taken up and read at large a second time, and,

On motion of Mr. Washburn,

Ordered to a third reading, and 250 copies ordered printed.

On motion of Mr. Underwood,

Senate bill, No. 337, for "An act in regard to the administration of estates,"

Was taken up, and

Referred to the committee on judiciary.

On motion of Mr. Washburn,

House bill No. 388 was taken up, and, pending the consideration of the same,

The President announced the special order, being the consideration of Senate bill No. 382.

On motion of Mr. Washburn,

The special order was postponed until the consideration of House bill No. 388 was disposed of,

House bill, No. 388, for "An act explaining an act entitled 'an act to change the county line between Perry and Franklin counties,' approved February 6, A. D. 1835,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 37
Nays 00

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Edsall,
Epler,
Flagg,
Fuller,

Messrs. Hampton,
Harlan,
Holcomb,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Richardson,

Messrs. Senter,
Starne,
Strevel,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

At 11 o'clock A. M., the consideration of House bill No. 388 having been finished, the special order, being the consideration of Senate bill No. 382, for "An act to for the assessment of property, and for the levy and collection of taxes," was then taken up.

Pending the reading of the bill at large a second time,

On motion of Mr. Van Dorston,

At 12:25 o'clock P. M.,

The Senate adjourned until 2 o'clock P. M.

TWO O'CLOCK P. M.

Senate met, pursuant to adjournment.

On motion of Mr. Strevell,

A call of the Senate was ordered, when

The following Senators (26) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bishop,
Boyd,
Carter,
Daggett,
Flagg,
Hampton,

Messrs. Hunter,
Landrigan,
Langley,
Marsh,
Nicholson,
Pierce,
Richardson,
Senter,
Starne,

Messrs. Strevell,
Underwood,
Vaughan,
Voris,
Washburn,
Whiting,
Williams,
Woodard.

Mr. Richardson obtained leave of absence for Mr. Bush until to-morrow.

On motion of Mr. Anderson,

Indefinite leave of absence was granted Mr. Bowman.

On motion of Mr. Strevell,

Further proceedings under the call were dispensed with.

The special order, being the consideration of Senate bill No. 382, was then resumed, and the bill read at large a second time.

On motion of Mr. Fuller,

The further consideration of the bill (Senate bill No. 382) was postponed to and made the special order for Wednesday, January 17th, 1872, at 11 o'clock A. M., and to be continued from day to day until finally disposed of.

On motion of Mr. Carter,

Leave of absence was granted Mr. Solomon during this week, on account of sickness.

Senate bill, No. 371, for "An act to amend the law in respect to injuries to the person,"

Was taken up, read at large a second time, and,

On motion of Mr. Van Dorston,

The consideration of the same was postponed to and made the special order for Tuesday, January 23d, 1872, at 11 o'clock A. M.

Senate bill, No. 361, for "An act to provide for the registration of drainage and levee bonds, and secure the payment of the same,"

Was taken up, read at large a second time, and

Ordered engrossed and printed for third reading.

On motion of Mr. Daggett,

Senate bill, No. 253, for "An act to provide for annexing and excluding territory to and from cities, towns and villages, and to unite cities, towns and villages."

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 30
Nays 4

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Carter,
Crawford,
Daggett,
Donahue,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Landrigan,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Richardson,
Senter,
Starne,
Strevel,
Underwood,
Van Dorston,
Vaughan,
Whiting,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Boyd,
Little

Mr. Washburn,

Mr. Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. Alexander,

House bill No. 246 was taken from the table.

House bill, No. 246, for "An act to repeal an act incorporating the city of Nashville, in Washington county,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 32
Nays 00

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Landrigan,
Lanning,
Marsh,
McNulta,
Nicholson,
Pierce,
Richardson,

Messrs. Starne,
Strevel,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Seretary inform the House of Representatives thereof.

Senate bill, No. 279, for "An act to enable towns, cities and villages to acquire and maintain public parks and drives,"

Was taken up, read at large a second time, and

Ordered engrossed and printed for a third reading.

Senate bill, No. 381, for "An act to attach the county of Ford to the twentieth judicial circuit, and fix the time of holding terms of court therein,"

Was taken up, read at large a second time, and,

Ordered engrossed and printed for a third reading.

Senate bill, No. 31, for "An act in regard to mortgage of real and personal property,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 34
Nays 00

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Landrigan,
Langley,
Lanning,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Richardson,
Senter,
Starne,
Strevell,
Underwood,
Vaughan,
Voris,
Washburn,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

House bill, No. 400, for "An act to provide for the incorporation of associations that may be organized for the purpose of constructing railways, maintaining and operating the same, for prescribing and defining the duties and limiting the powers of such corporations when so organized,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 35
Nays 1

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Edsall,
Epler,
Flagg,

Messrs. Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Landrigan,
Langley,
Lanning,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Richardson,
Senter,
Starne,
Strevell,
Underwood,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams.

Mr. Van Dorston voted in the negative.

The bill containing an emergency clause, and having received a two-thirds vote, was declared passed.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

On motion of Mr. Strevell,

Senate bill No. 346, was referred to Senator Woodard, as a special committee of one.

At 5:30 o'clock P. M.,

On motion of Mr. Lanning,

The Senate adjourned until 10 o'clock to-morrow morning.

WEDNESDAY, JANUARY 17, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. McLean.

The journal of yesterday was being read, when,

On motion of Mr. Nicholson,

The further reading of the same was dispensed with.

Mr. Hampton asked leave of absence for Mr. Harlan; which was granted.

Mr. Langley asked leave of absence for Mr. Jewett until to-morrow; which was granted.

Mr. Lanning asked leave of absence for Mr. Epler; which was granted.

The roll of the Senate was then called, when

The following Senators (48) answered to their names:

Messrs. Alexander,	Messrs. Epler,	Messrs. Nicholson,
Allen,	Flagg,	Pierce,
Anderson,	Fuller,	Reddick,
Bangs,	Hampton,	Richardson,
Bishop,	Harlan,	Senter,
Bowman,	Holcomb,	Solomon,
Boyd,	Hunter,	Starne,
Bush,	Jackson,	Strevell,
Carter,	Jewett,	Underwood,
Crawford,	Kerr,	Van Dorston,
Daggett,	Landrigan,	Vaughan,
Donahue,	Langley,	Washburn,
Dore,	Lanning,	Whiting,
Early,	Little,	Wilkinson,
Eddy,	Marsh,	Williams,
Edsall,	McNulta,	Woodard.

Senate bill, No. 318, for "An act to provide for the election of members of the General Assembly,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 37
Nays 00

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Fuller,	Messrs. Reddick,
Allen,	Hampton,	Richardson,
Bangs,	Holcomb,	Senter,
Bishop,	Hunter,	Starne,
Boyd,	Kerr,	Underwood,
Bush,	Landrigan,	Van Dorston,
Carter,	Langley,	Vaughan,
Crawford,	Lanning,	Washburn,
Daggett,	Little,	Whiting,
Donahue,	McNulta,	Wilkinson,
Dore,	Nicholson,	Williams,
Edsall,	Pierce,	Woodard.
Flagg,		

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Flagg, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bill of the following title, to-wit :

Senate bill, No. 355, for "An act to amend an act entitled 'an act to incorporate and to govern fire and marine and inland insurance companies doing business in the State of Illinois.' "

Senate bill, No. 366, for "An act increasing the number of masters in chancery in certain counties,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 36
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Bishop,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Senter,
Starnes,
Underwood,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

The bill containing an emergency clause, and having received a two-thirds vote, was declared passed.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Alexander, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, to-wit :

House bill, No. 120, for "An act concerning bail in civil cases."

Mr. Alexander, from the joint committee on enrolled bills, reports having laid before the Governor, on the 16th day of January, A. D. 1872, enrolled bill of the following title, to-wit :

House bill, No. 120, for "An act concerning bail in civil cases."

Senate bill, No. 347, for "An act to fix the pay of members of the General Assembly after its first session under the present constitution,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 34
Nays 3

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Bishop,
Boyd,
Bush,

Messrs. Carter,
Crawford,
Daggett,
Donahue,
Dore,
Edsall,

Messrs. Fuller,
Hampton,
Holcomb,
Hunter,
Landrigan,
Langley,

Messrs. Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Starne,
Underwood,

Messrs. Van Dorston,
Vaughan,
Washburn,
Wilkinson,
Williams.

Those voting in the negative are,

Mr. Kerr,

Mr. Whiting,

Mr. Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Bangs obtained leave to record his vote on the passage of Senate bill No. 298, and voted in the affirmative.

Mr. Crawford obtained leave to record his vote on the passage of Senate bill No. 298, and voted in the affirmative.

Senate bill, No. 307, for "An act to fix the salaries of Governor, Lieutenant Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Superintendent of Public Instruction, Attorney General, and Adjutant General,"

Was taken up, read at large a third time, and

On motion of Mr. Underwood,

Referred to the committee on fees and salaries.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 368, for "An act in relation to surplus funds raised in towns and cities for bounty purposes during the late war for the suppression of the rebellion."

In the passage of which I am instructed to ask the concurrence of the Senate.

Senate bill, No. 213, for "An act in relation to the mode of proving title to the lands granted to the Illinois Central Railroad Company,"

Was taken up, read at large a third time.

Pending the consideration of the same, at 11 o'clock A. M., the President announced the special order, being the consideration of Senate bill No. 382.

On motion of Mr. Underwood,

The special order was postponed until the consideration of Senate bill No. 213 was disposed of.

The consideration of Senate bill No. 213 was then resumed.

On motion of Mr. Lanning,

The previous question was ordered.

Senate bill, No. 213, for "An act in relation to the mode of proving title to the lands granted to the Illinois Central Railroad Company,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 31
Nays..... 2

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Boyd,
Carter,
Crawford,
Daggett,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Holcomb,
Kerr,
Langley,
Lanning,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Starne,
Underwood,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Messrs. Hunter and Little voted in the negative.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Bangs, from the committee on fees and salaries, to which was referred Senate bill, No. 307, for "An act to fix the salaries of Governor, Lieutenant-Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Superintendent of Public Instruction, Attorney-General and Adjutant General," reported the same back with an amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to a third reading, and amendment ordered printed.

A message from the House of Representatives, by Mr. Reece.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 237, for "An act to provide for removal of county seats."

In the passage of which I am instructed to ask the concurrence of the Senate.

At 11:20 A. M., the special order being the consideration of Senate bill, No. 382, for "An act for the assessment of property, and for the levy and collection of taxes," was taken up.

Pending the consideration of the same,

At 12:30 o'clock P. M.,

On motion of Mr. Bangs,

The Senate adjourned until 2:30 o'clock P. M.

TWO-THIRTY O'CLOCK P. M.

Senate met, pursuant to adjournment.

By unanimous consent,

Mr. Carter introduced

Senate bill, No. 389, for "An act to authorize the assessment of property, and levy and collection of taxes in municipal corporations, when the assessment roll has been lost or destroyed."

Which was read at large a first time, and
Ordered to a second reading, and
Referred to the committee on judiciary.

Mr. Flagg, from the committee on enrolled and engrossed bills, reported that bills of the following title had been correctly engrossed :

Senate bill, No. 307, for "An act to fix the salaries of Governor, Lieutenant-Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Superintendent of Public Instruction, Attorney General and Adjutant General."

Senate bill, No. 361, for "An act to provide for the registration of drainage and levee bonds, and secure the payment of the same."

Senate bill, No. 381, for "An act to attach the county of Ford to the twentieth judicial circuit, and fix the times of holding terms of court therein."

The consideration of Senate bill No. 382, was then resumed.

On motion of Mr. Pierce,

The 15 minute rule was suspended during the remainder of the day.

Mr. Carter offered the following amendment ; which was adopted :

Amend section 273, in line 2, by inserting next after the word "city," the words, "incorporated village."

Mr. Washburn offered the following amendment :

Pending the consideration of the amendment,

On motion of Mr. Van Dorston,

The bill was postponed to and made the special order for to-morrow, at 11 o'clock A. M.

House bill, No. 261, for "An act in relation to the sale of casks, barrels, kegs, boxes and bottles used by the manufacturers of ale, porter, mineral waters and others,"

Was taken up, read at large a second time, and,

On motion of Mr. Edsall,

Laid on the table.

On motion of Mr. Richardson,

Senate bill, No. 376, for "An act relating to the election, duties and compensation of assessors and collectors in cities and villages in certain counties under township organization," was taken up, and

Ordered engrossed for a third reading.

Mr. Woodard, from the special committee of one, to whom was referred Senate bill, No. 346, for "An act to provide for the election of a recorder of deeds in counties having sixty thousand and more inhabitants," reported the same back, with an amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to be engrossed and printed for a third reading.

House bill, No. 368, for "An act in relation to surplus funds raised in towns and cities for bounty purposes during the late war for the suppression of the rebellion,"

Was taken up, read at large a first time, and

Ordered to a second reading.

Mr. Pierce, from the committee on expenditures of the general assembly, to which was referred House bill, No. 650, for "An act to make an appropriation to pay for fitting up the Hall of the House of Representatives and the Senate Chamber, for the use of this General Assembly," reported the same back, and recommended its passage.

The report of the committee was concurred in, the bill was read at large a second time, and

Ordered to a third reading.

At 5:15 o'clock P. M.,

On motion of Mr. Hunter,

The Senate adjourned until 10 o'clock, to-morrow morning.

THURSDAY, JANUARY 18, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Shaw.

The journal of yesterday was being read, when,

On motion of Mr. Bush,

The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (46) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,

Messrs. Epler,
Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,

Messrs. Nicholson,
Pierce,
Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevel,
Underwood,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

On motion of Mr. Epler,

House bill, No. 237, for "An act to provide for the removal of county seats,"

Was taken up, read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. Vaughn,

Referred to the committee on counties and township organization.

Senate bill, No. 345, for "An act to define the jurisdiction of the cities and incorporated towns bordering on the Ohio river,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 38
Nays..... 1

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Edsall,

Messrs. Epler,
Fuller,
Hampton,
Holcomb,
Kerr,
Landrigan,
Langley,
Lanning,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Boyd voted in the negative.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Underwood (by consent) presented a petition relating to tax on dogs; which was

Referred to the committee on agriculture and drainage.

Senate bill, No. 331, for "An act to establish the salaries of the judges of inferior local courts in cities having less population than five thousand inhabitants,"

Having been printed, was read at large a third time,

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 37
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Dore,
Early,
Edsall,

Messrs. Epler,
Fuller,
Hampton,
Holcomb,
Kerr,
Landrigan,
Langley,
Lanning,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Starne,
Strevell,
Underwood,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Edsall moved to reconsider the vote whereby Senate bill No. 331 was passed.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 39
Nays 00

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,

Messrs. Bangs,
Bishop,
Boyd,

Messrs. Bush,
Carter,
Crawford,

Messrs. Daggett,
Donahue,
Dore,
Early,
Edsall,
Epler,
Fuller,
Hampton,
Holcomb,
Kerr,

Messrs. Landrigan,
Langley,
Lanning,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Starne,
Strevel,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

So the Senate agreed to reconsider the vote.

On motion of Mr. Underwood,

Senate bill No. 331 was recommitted to the committee on the judiciary.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 93, for "An act to amend chapter 30, Revised Statutes, entitled 'Criminal Jurisprudence.'"

In the passage of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has refused to concur with them in the adoption of Senate amendments to a bill of the following title, to-wit:

House bill, No. 371, for "An act to enable counties, cities, townships, school districts and other municipal corporations to take up and cancel outstanding bonds and other evidences of indebtedness, and fund the same."

A message from the House of Representatives, by Mr. Hay:

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the Senate amendments to House bill, No. 434, for "An act to amend the law concerning township organization."

Senate bill, No. 361, for "An act to provide for the registration of drainage and levee bonds, and secure the payment of the same,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....37
Nays 2

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Boyd,
Bush,
Carter,
Daggett,
Donahue,
Dore,
Early,
Edsall,

Messrs. Epler,
Flagg,
Fuller,
Hampton,
Holcomb,
Kerr,
Landrigan,
Lanning,
Marsh,
McNulta,
Nicholson,
Reddick,

Messrs. Richardson,
Senter,
Starne,
Strevel,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Messrs. Crawford and Pierce voted in the negative.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

The President then presented the following resignation of Louis Zeigler, Sergeant-at-Arms of the Senate:

SPRINGFIELD, *Jan.* 15, 1872.

HON. JOHN DOUGHERTY, *President of the Senate:*

The undersigned, Sergeant-at-Arms of the Senate, begs leave to tender his resignation.

Very respectfully,

LOUIS ZEIGLER,
Sergeant-at-Arms.

Mr. Dore then moved to postpone the consideration of Mr. Zeigler's resignation indefinitely.

At 11 o'clock A. M., the President announced the special order, which was the consideration of Senate bill No. 382.

On motion of Mr. McNulta,

The special order was postponed until the consideration of Mr. Zeigler's resignation had been disposed of.

On motion of Mr. Bishop,

The previous question was ordered.

The question then being upon indefinitely postponing the consideration of the resignation of Mr. Zeigler,

And the yeas and nays being demanded,

It was decided in the negative, as follows :

	{	Yeas.....	16
		Nays.....	20

Those voting in the affirmative are,

**Messrs. Alexander,
Allen,
Bangs,
Daggett,
Donahue,
Dora,**

**Messrs. Early,
Edsall,
Kerr,
McNulta.
Nicholson.**

**Messrs. Richardson,
Strevell,
Underwood,
Van Dorston,
Woodard.**

Those voting in the negative are,

**Messrs. Anderson,
Bishop,
Bush,
Carter,
Crawford,
Epler,
Fuller.**

**Messrs. Hampton,
Holcomb,
Lanning,
Marsh,
Pierce,
Reddick,
Senter.**

**Messrs. Starne,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams.**

So the Senate refused to postpone consideration of Mr. Zeigler's resignation.

On motion of Mr. Whiting.

The resignation of Mr. Zeigler was accepted.

Mr. McNulta then moved to further postpone the special order for the purpose of electing a Sergeant-at-Arms of the Senate ; which motion was lost.

The special order at 11:15 o'clock A. M., for the consideration of Senate bill, No. 382, for "An act for the assessment of property, and for the levy and collection of taxes," was taken up.

The question being upon the following amendment, offered by Mr. Washburn yesterday:

"Amend by striking out sections 27, 28 and 29 of Senate bill No. 382."

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed a bill of the following title, viz :

House bill, No. 602, for "An act to prevent the unjust collection, by incorporated cities and towns, of taxes levied upon property destroyed by fire, and to authorize the common council of such cities, or board of trustees of such towns, to change or amend appropriation bills, to pass new appropriation bills, to reduce taxes and special assessments in certain cases, and to discontinue special improvements."

Pending the consideration of Mr. Washburn's amendment, by unanimous consent,

Mr. Starne offered the following resolution :

WHEREAS, That the General Assembly has heard, with regret, of the death of Rev. Dr. Bergen, for nearly half a century a resident of Springfield, and the first Presbyterian pastor in Central Illinois, who has been in the habit of opening the sessions of the General Assembly with prayer ever since the removal of the capital from Vandalia, and whose turn it was to act as chaplain of the Senate the coming week ; therefore, be it

Resolved, That the sincere sympathy of this Senate be tendered to the relatives and friends of the deceased.

Resolved, That, out of respect for his memory, the Senate do now adjourn till half-past 8 o'clock.

By unanimous consent, the rules were suspended and the resolution adopted.

At 11:25 A. M., in pursuance to the resolution, the President announced the Senate adjourned until 3:30 P. M.

THREE-THIRTY O'CLOCK P. M.

Senate met, pursuant to adjournment.

The question being upon the amendment offered by Mr. Washburn to Senate bill No. 382, to-wit : To strike out sections 27, 28 and 29 of the bill.

Pending the consideration of the amendment, by unanimous consent,

Mr. Flagg, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bills of the following titles, to-wit :

Senate bill, No. 346, for "An act to provide for the election of a recorder of deeds in counties having sixty thousand and more inhabitants."

Senate bill, 279, for "An act to enable towns, cities, and villages to acquire and maintain public parks and drives."

Senate bill, No. 120, for "An act to incorporate and to govern fire and marine, inland navigation, and life insurance companies doing business in the State of Illinois."

Senate bill, No. 376, for "An act relating to the election, duties and compensation of assessors and collectors in cities and villages in certain counties under township organization."

Mr. Flagg, from the joint committee on enrolled bills, reports as having been properly enrolled, a bill of the following title, to-wit:

House bill, 246, for "An act to repeal an act incorporating the city of Nashville, in Washington county."

Mr. Crawford, from the joint committee on investigation of the penitentiary, made a report in writing.

On motion of Mr. Crawford,

The report of the committee was referred to the committee on penal institutions.

Mr. Alexander, from the joint committee on engrossed and enrolled bills, begs leave to report that a bill of the following title has been correctly enrolled:

House bill, No. 388, for "An act explaining an act entitled 'an act to change the county line between Perry and Franklin counties,' approved 6th February, A. D. 1835."

Mr. Alexander, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on 18th day of January, 1872, laid before the Governor for his approval, to-wit:

House bill, No. 246, for "An act to repeal an act incorporating the city of Nashville, in Washington county."

House bill, No. 388, for "An act explaining an act entitled 'an act to change the county line between Perry and Franklin counties,' approved 6th February, A. D. 1835."

On motion of Mr. Landrigan,

House bill, No. 373, for "An act to direct the payment of the tolls and rents received from the Little Wabash river improvement, into the State treasury; to provide for a survey of the Little Wabash river, and legalize certain acts therein named," was taken up and

Referred to the committee on canals and rivers.

At 5:50 o'clock P. M.,

On motion of Mr. Richardson,

The Senate adjourned until 10 o'clock to-morrow morning.

FRIDAY, JANUARY 19, 1872.

Senate met, pursuant to adjournment.

Prayer by the Rev. Mr. McLean.

The journal of yesterday was being read, when,

On motion of Mr. Crawford,

The further reading of the same was dispensed with.

Mr. Dore asked leave of absence for Mr. Jewett, until Monday; which was granted.

On motion of Mr. Donahue,

Leave of absence was granted Mr. McNulta.

On motion of Mr. Kerr,

Leave of absence was granted Mr. Bishop, until Tuesday.

On motion of Mr. Reddick,

Leave of absence was granted Mr. Nicholson, until next week.

On motion of Mr. Reddick,
 Indefinite leave of absence was granted Mr. Little.
 The roll of the Senate was then called, when

The following Senators (46) answered to their names :

Messrs. Alexander,	Messrs. Fuller,	Messrs. Reddick,
Allen,	Hampton,	Richardson,
Anderson,	Harlan,	Senter,
Bangs,	Holcomb,	Solomon,
Bowman,	Jackson,	Starne,
Boyd,	Jewett,	Strevell,
Bush,	Kerr,	Underwood,
Carter,	Landrigan,	Van Dorston,
Crawford,	Langley,	Vaughan,
Daggett,	Lanning,	Voris,
Donahue,	Little,	Washburn,
Dore,	Marsh,	Whiting,
Early,	McNulta,	Wilkinson,
Eddy,	Nicholson,	Williams,
Epler,	Pierce,	Woodard.
Flagg,		

The special order was then postponed for fifteen minutes.

Mr. Dcre, by unanimous consent, offered the following resolution :

Resolved, That the Governor is hereby respectfully requested to return Senate bill No. 292, to the Senate.

The rules were suspended, and the resolution adopted.

On motion of Mr. Crawford,

The special order was suspended thirty minutes.

Mr. Crawford then moved that the rules be suspended for the purpose of introducing a resolution ; which motion was lost.

By unanimous consent,

Mr. Kerr, from the committee on elections, to which was referred Senate bill, No. 280, for "An act to repeal the registry law, and to establish registration in cities, towns and villages having five thousand inhabitants and upwards, and in counties having one hundred thousand inhabitants and upwards," reported the same back by substitute, and recommended the adoption of the same. The bill was

Ordered to lie on the table, and 250 copies printed.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill No. 212, for "An act to provide for the establishment, and to regulate the jurisdiction of county records in cities," reported the same back by substitute, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to lie on the table, and 250 copies printed.

On motion of Mr. Whiting,

Senate bill, No. 328, for "An act concerning superintendents of schools," was taken up, and made the special order for Wednesday, January 24, 1872, at 10 o'clock A. M.

A message from the House of Representatives, by Mr. Magie,

Mr. President: I am directed to inform the Senate that the House of Representatives has passed the following resolution :

Resolved, That a second conference on House bill No. 586, "A bill for an act to make appropriation to pay certain expenses of the State government for which

no appropriation has heretofore been made," is hereby requested, and that a committee of three, on the part of the House, to act with a like committee on the part of the Senate, be appointed therefor, and that the clerk informs the Senate hereof.

The President appointed Messrs. Reddick, Woodard and Alexander as such committee on the part of the Senate.

By unanimous consent,

Mr. Donohue introduced

Senate bill, No. 390, for "An act to amend chapter thirty-three of the Revised Statutes of 1845, entitled 'Divorces.'"

Which was read at large a first time, and

Ordered to a second reading.

By unanimous consent,

Senate bill, No. 377, for "An act authorizing cities to establish and maintain free public libraries and reading rooms,"

Was taken up, read at large a second time, and laid on the table, and 250 copies ordered printed.

Mr. Crawford introduced

Senate bill, No. 391, for "An act to allow convicts in the penitentiary, in diminution of their sentence, a credit, and for their being restored to citizenship upon certain conditions."

Which was read at large a first time, and

Ordered to a second reading.

By unanimous consent,

Mr. McNulta, from the committee on corporations, to which was referred Senate bill, No. 216, for "An act concerning corporations and for the regulation of the managers, agents and officers thereof," reported the same back and recommended its passage.

On motion of Mr. McNulta,

The bill was made the special order for Thursday, January 25, 1872, at 11 o'clock A. M., and 500 copies ordered printed.

At 10:35 A.M. the special order, being the consideration of Senate bill, No. 382, for "An act for the assessment of property, and for the levy and collection of taxes," was taken up.

The question being upon the following amendment, offered by Mr. Washburn :

Amend by striking out sections 27, 28 and 29.

Mr. Whiting offered the following amendment :

Amend section 27, by adding after the word "credits," in lines one and three, the words "and personal property."

Leave of absence was granted Mr. Bush, until Monday next.

At 12:35 o'clock P. M.,

On motion of Mr. Anderson,

The Senate adjourned until 2:30 o'clock P. M.

TWO AND A HALF O'CLOCK P. M.

Senate met, pursuant to adjournment.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, to-wit:

House bill, No. 656, for "An act making appropriations for the payment of the indebtedness of the Soldiers' Orphans' Home."

In the passage of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, viz:

Senate bill, No. 303, for "An act to provide for the collection of revenue, and for the sale of real estate for non-payment of taxes or special assessments for State, county, municipal and other purposes," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 112, for "An act to legalize the payment by the Governor of certain funds belonging to the State, to the penitentiary commissioners."

By unanimous consent,

House message of this day relating to following amendments to Senate bill, No. 303, for "An act to provide for the collection of revenue and for the sale of real estate for non-payment of taxes or special assessments, for State, county, municipal and other purposes," was taken up.

Strike out section 4, of Senate bill No. 303, and insert in place thereof as follows, to-wit:

"§ 4. After such bond shall have been executed and approved, the several sheriffs, collectors, officers and persons having the collection of taxes or special assessments for State, county, municipal or other purposes, and the tax books, rolls or warrants not having been returned, shall, on or before the first day of May, eighteen hundred and seventy-two, and on or before the same day in each year thereafter, make out and file with the treasurer of his county a statement in writing (or return) setting forth, so far as the same appears by such tax book, roll or warrant in his possession, the name of the owner, the nature of the tax, the description of the property, if real estate, the value of the property, and the amount of the tax or assessment, and also, that the taxes or assessments are due and unpaid, and that he has used due diligence to collect the same; and shall make oath before said treasurer

or some officer authorized to administer oaths, that the facts stated in such return are true; and shall, (except as to such tax books, rolls or warrants which may or shall have been issued by the authority of any city containing, by the last preceding federal census, more than one hundred thousand inhabitants) at the same time return and deliver to such treasurer the tax books, rolls or warrants in their hands for the collection of such taxes or assessments, and with the delivery thereof shall make full settlement with and pay over to such treasurer all moneys by them collected and not before accounted for and paid over to the authorities, officers or persons entitled by law to receive the same: *Provided, however*, that as to all such taxes and assessments as may have been heretofore levied by the authority of any such city containing more than one hundred thousand inhabitants as aforesaid, the statement or return hereinbefore mentioned may be made to the county treasurer at any time that the legislative authority of such city may by resolution direct, and the county treasurer may at any time after such return shall have been made, apply for judgment upon and for the sale of the real estate for such taxes or assessments, giving like notice of such application and of such sale, as near as may be, as herein required to be given upon other "returns" being made to him: *And provided, further*, that all taxes and assessments for the collection of which any application for judgment may have been made prior to the passage of this act, may be collected under existing laws, but if judgment shall have or shall hereafter be refused, as to any of said last mentioned taxes or assessments, the same may be "returned" by the proper officer to the county treasurer and collected under the provisions of this act. A failure to make return to the county treasurer at the time provided for return, in any one year, shall not be construed to make it unlawful to return the same thereafter, or in a subsequent year, if not returned at the time required. The amount of any tax or assessment due on lands and lots, and remaining unpaid for the former year or years shall be added to the tax for the current year, and the amount thereof shall be reported against the collector, with the amount of the assessment for the current year. Said collector shall collect and pay over the said amounts in like manner as other taxes and assessments, and he is hereby authorized to advertise and sell said property in the same manner as if said property had never been delinquent or forfeited. Said additions and sales shall be continued from year to year until the taxes on said property is paid by sale or otherwise."

§ 5. Amend by striking out in the seventh and eighth lines the words, "at the time of the passage of this act."

§ 6. Strike out all of section 6, and insert as section 6, "All returns of delinquent taxes and assessments, and all payments of such taxes and assessments after such return, shall be made to the county treasurer at his office; and the county treasurers in the several counties of this State, whether under township organization or not, shall collect and enforce the payment of all taxes and special assessments for municipal or other purposes, where a return thereof shall have been made to them as unpaid, in the same manner and at the same time (except as hereinbefore provided) as county treasurers in counties under township organization are authorized to collect and enforce the

payment of State and county taxes, under existing laws; and county courts shall have jurisdiction to hear any application for judgments and orders of sale made by any county treasurer, to enable him to collect and enforce the payment of taxes and assessments which may have been returned to him in pursuance of this act; and such courts shall have like powers, and like proceedings may be had, as near as may be, as are by existing laws provided to be had on applications by treasurers of counties under township organization, for judgments and order of sale for State and county taxes: *Provided, however*, that in the notices to be given of the intended application for judgment, the time when the sale will commence shall be fixed for the first Monday of the month succeeding the month at which such intended application for judgment and order of sale is to be made. The notices, proceedings and judgments for municipal taxes and assessments may have separate headings, indicating the lots or tracts of land taxed or assessed, and the municipal taxes and assessments and costs against such lot or tract, or where the description of the lot or tract is the same as assessed for State, county, town and municipal taxes and special assessments, the municipal taxes and special assessments may be attached thereto in separate columns, and indicated in the caption by general descriptions; and if, from any defect in the proceedings, judgment cannot be obtained for the whole, or any part of the taxes or assessments, new proceedings may be had as to so much as judgment was not obtained for, to be collected with the next annual taxes. The statement in writing (or return), made to any county treasurer under this act, shall, on the application for judgment, be *prima facie* evidence that all the requirements of the law have been complied with, in the levying of the taxes and assessments therein returned as unpaid, and in the making of such "return;" and also shall, on such application for judgment, be *prima facie* evidence that the taxes and assessments therein returned as unpaid, are due and unpaid."

And amend by inserting after the words, "in each month," in fourth line of section 7, the words, "and as often as once in each week, if demanded by the officers to whom the same may be payable."

And the question being upon concurring with the House in their amendments to Senate bill No. 303,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....37
Nays.....0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Boyd,
Carter,
Crawford,
Donahue,
Dore,
Early,
Edsall,
Epler,
Flagg,

Messrs. Fuller,
Hampton,
Hunter,
Jackson,
Kerr,
Langley,
Lanning,
Marsh,
McNulta,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Starne,
Strevel,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

So the Senate concurred with the House in their amendments.

On motion of Mr. Flagg,

Leave of absence was granted Mr. Underwood until Monday morning next.

Senate bill, No. 355, for "An act to amend an act entitled 'an act to incorporate and to govern fire and marine and inland insurance companies doing business in the State of Illinois,'"

Having been printed, was read at large a third time,

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 36
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bange,
Boyd,
Bush,
Carter,
Crawford,
Donahue,
Dore,
Early,
Edsall,

Messrs. Epler,
Flagg,
Fuller,
Hampton,
Hunter,
Kerr,
Landrigan,
Langley,
Lanning,
Marsh,
McNulta,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Starne,
Strevell,
Van Dorsten,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

The bill containing an emergency clause and having received a two-thirds majority, was declared passed.

Mr. Edsall then offered the following amendment to the title of the bill; which was adopted:

Amend title of bill by striking out all after the words, "An act," and insert in lieu thereof the words, "relating to deposits to be made by foreign insurance companies."

Ordered that the title be as amended, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. McNulta,

House bill, No. 656, for "An act making appropriation for the payment of the indebtedness of the Soldiers' Orphans' Home,"

Was taken up, read at large a first time, and

Referred to the committee on finance.

The consideration Senate bill No. 382 was then resumed.

Pending the consideration of the same,

On motion of Mr. Epler,

The Senate, at 5:45 o'clock P. M., adjourned until 10 o'clock to-morrow morning.

SATURDAY, JANUARY 20, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. McLean.

The journal of yesterday was being read, when,

On motion of Mr. Flagg,

The further reading of the same was dispensed with.

On motion of Mr. Landrigan,
Leave of absence was granted Mr. Holcomb until Monday evening.

On motion of Mr. Kerr,
Leave of absence was granted Mr. Langley until Tuesday.

On motion of Mr. Early,
Leave of absence was granted Mr. Marsh until Tuesday.

On motion of Mr. Carter,
Leave of absence was granted Mr. Woodard until Tuesday.

The roll of the Senate was then called, when

The following Senators (48) answered to their names:

Messrs.	Messrs.	Messrs.
Alexander,	Epler,	Nicholson,
Allen,	Flagg,	Pierce,
Anderson,	Fuller,	Reddick,
Bangs,	Hampton,	Richardson,
Bishop,	Harlan,	Senter,
Bowman,	Holcomb,	Solomon,
Boyd,	Hunter,	Starne,
Bush,	Jackson,	Strevell,
Carter,	Jewett,	Underwood,
Crawford,	Kerr,	Van Dorston,
Daggett,	Landrigan,	Vaughan,
Donahue,	Langley,	Washburn,
Dora,	Lanning,	Whiting,
Early,	Little,	Wilkinson,
Eddy,	Marsh,	Williams,
Edsall,	McNulta,	Woodard.

By unanimous consent,

Mr. Flagg introduced

Senate bill, No. 392, for "An act to appropriate moneys to the Illinois State Horticultural Society."

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on agricultural and drainage.

Mr. Crawford introduced

Senate bill, No. 393, for "An act providing for conveying convicts to the penitentiary."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Epler introduced

Senate bill, No. 394, for "An act to preserve evidence and prevent vexatious delays in suits now pending, or to be brought in courts of record."

Which was read at large a first time, and

Ordered to a second reading.

Mr. McNulta, from the committee on corporations, to which was referred Senate bill, No. 357, for "An act to amend 'an act to authorize the formation of corporations to provide the members thereof with homesteads or lots of land suitable for homesteads,' approved March 26, 1869," reported the same back, and recommended it lie on the table till July 4, 1872.

The report of the committee was concurred in, and the bill

Ordered to lie upon the table until July 4, 1872.

Mr. McNulta, from the committee on corporations, to which was referred Senate bill, No. 358, for "An act to authorize the formation of building associations," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

Mr. McNulta, from the committee on corporations, to which was referred Senate bill, No. 286, for "An act to authorize the formation of corporations for the investment of money on real and personal property in this State," reported the same back with amendments, and recommended their adoption.

The President announced the time for the special order, being the consideration of Senate bill No. 382.

Mr. Epler moved to postpone the special order until Tuesday next; which motion was lost.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate a written communication, viz:

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT,
SPRINGFIELD, Jan. 20, 1872

HON. JOHN DOUGHERTY, *President of the Senate*:

I have the honor, in response to a resolution of the Senate, passed January 19, 1872, to return without official action, Senate bill No. 292.

Respectfully,
JOHN M. PALMER.

Mr. Dore, by unanimous consent, called up the message from the Governor, returning to the Senate, Senate bill, No. 292, for "An act to provide for the re-assessment and taxation of property, where the records of assessment have been lost or destroyed, and to authorize the reassessment or abatement of taxes in certain cases."

On motion of Mr. Dore,

The rule requiring a motion to reconsider a vote to be entered within two days, was dispensed with, and

Mr. Dore entered a motion to reconsider the vote whereby the Senate concurred with the House in their amendments to the bill.

On motion of Mr. Edsall,

The motion to reconsider was postponed until Tuesday next, at 11 o'clock A. M.

On motion of Mr. Washburn,

The further consideration of Senate bill No. 382 was postponed until Tuesday, January 23, 1872, at 10:30 o'clock A. M.

Mr. Flagg, from the joint committee on enrolled bills, reports as having been properly enrolled, Senate bill of the following title to-wit:

Senate bill, No. 112, for "An act to legalize the payment by the Governor, of certain funds belonging to the State to the Penitentiary Commissioners."

Mr. Flagg, from the joint committee on enrolled bills, reports having laid before the Governor, on the 20th day of January, A. D. 1872, an enrolled bill of the following title, to-wit:

Senate bill, No. 112, for "An act to legalize the payment by the Governor, of certain funds belonging to the State to the Penitentiary Commissioners."

Mr. Crawford, from the committee on canals and rivers, to which was referred House bill, No. 373, for "An act to divide the payment of the tolls and rents received from the Little Wabash River improvement into the State treasury, to provide for a survey of the Little Wabash River, and legalize certain acts therein named," reported the same back with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to a third reading, and 250 copies of the amendments printed.

Mr. Hampton moved to suspend the rules, to take up a resolution; which motion was lost.

Mr. Edsall moved to adjourn until 10 o'clock A. M. on Monday next.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 11
Nays 12

Those voting in the affirmative are,

Messrs. Allen,
Carter,
Early,
Edsall,

Messrs. Epler,
Landrigan,
Senter,
Starna,

Messrs. Strevell,
Van Dorston,
Wilkinson.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Crawford,
Flagg,

Messrs. Fuller,
Hampton,
Reddick,
Richardson,

Messrs. Vaghan,
Washburn,
Whiting,
Williams.

So the Senate refused to adjourn.

Mr. Crawford offered the following resolution, which laid over under the rules:

Resolved by the Senate, the House of Representatives concurring therein, That the chairmen of the standing committees, of both branches, be designated as a committee of consultation, who shall immediately meet and examine the synopsis of all bills now before the General Assembly, and determine how many of them are necessary to be passed at this session—a list of which shall be reported to each house, by said committee. Also, report by bill, or otherwise, what other legislation is necessary to be had at this session, not covered by bills already introduced, with any plan or suggestions as how such bills can be passed, or legislation had, at as early a day as possible, to the end that this General Assembly may adjourn not later than the first of March next.

Mr. Landrigan moved a call of the Senate; which was lost.

At 12 o'clock M.,

On motion of Mr. Crawford,

The Senate adjourned until 2 o'clock P. M.

TWO O'CLOCK P. M.

Senate met, pursuant to adjournment.

On motion of Mr. Washburn,

A call of the Senate was ordered, when

The following Senators (11) answered to their names:

Messrs. Carter,
Crawford,
Edsall,
Flagg,

Messrs. Fuller,
Reddick,
Senter,
Starnes,

Messrs. Vaughan,
Washburn,
Williams.

On motion of Mr. Williams,

Further proceeding under the call were dispensed with.

Mr. Crawford entered a motion to reconsider the vote whereby the Senate, on yesterday, concurred in the adoption of the House amendments to Senate bill No. 303.

On motion of Mr. Flagg,

Senate bill, No. 58, for "An act to provide for a botanical survey of the State of Illinois," was taken up, and

Referred to the committee on finance.

At 2:10 o'clock P. M.,

The Senate adjourned until 10 o'clock A. M., on Monday morning.

MONDAY, JANUARY 22, 1872.

Senate met, pursuant to adjournment.

Mr. Fuller, President *pro tempore*, in the chair.

Prayer by Rev. Mr. Phillips.

The journal of Saturday last was being read, when,

On motion of Mr. Edsall,

The further reading of the same was dispensed with.

On motion of Mr. VanDorston,

Leave of absence was granted Messrs. Alexander and Anderson until to-morrow morning.

On motion of Mr. Pierce,

Leave of absence was granted Mr. Daggett until to-morrow morning.

On motion of Mr. Carter,

Leave of absence was granted Mr. Dore until to-morrow morning.

On motion of Mr. Boyd,

The roll-call was dispensed with.

Senate bill, No. 394, for "An act to preserve evidence and prevent vexatious delays in suits now pending, or to be brought in courts of record,"

Was taken up, read at large a second time, and,

On motion of Mr. Edsall,

Referred to the committee on judiciary.

Senate bill, No. 385, for "An act to prescribe the amount of service and fix the pay of police commissioners, and to provide for the trial and removal or discharge of officers or policemen from the police force in counties containing more than three hundred thousand inhabitants."

Was taken up, read at large a second time, and,

On motion of Mr. Edsall,

Referred to the committee on judiciary.

Senate bill, No. 390, for "An act to amend chapter 83, of the Revised Statutes of 1845, entitled 'Divorces,'"

Was taken up, read at large a second time, and,

On motion of Mr. Bush,

Referred to the committee on judiciary.

Senate bill, No. 362, for "An act to require passengers on horse railroads to pay fare."

Was taken up, read at large a second time, and

On motion of Mr. Crawford,

Referred to Messrs. Starne and Jewett.

Senate bill, No. 358, for "An act to authorize the formation of building associations,"

Was taken up, read at large a second time, and,

On motion of Mr. Crawford,

Referred to the committee on judiciary.

Senate bill, No. 271, for "An act to make an appropriation to George W. Chatterton, for printing paper furnished the 26th General Assembly,"

Was taken up, read at large a second time, and

Ordered engrossed and printed for a third reading.

Senate bill, No. 393, for "An act providing for conveying convicts to the penitentiary,"

Was taken up, read at large a second time, and

Ordered engrossed and printed for a third reading.

Senate bill, No. 391, for "An act to allow convicts in the penitentiary a credit in diminution of their sentence, and for their being restored to citizenship, upon certain conditions,"

Was taken up, read at large a second time, and,

On motion of Mr. Crawford,

Referred to the committee on penal institutions.

Mr. Crawford, from the committee on canals and rivers, to which was referred Senate bill, No. 372, for "An act relative to the Illinois and Michigan Canal, and the powers and duties of the canal commissioners," reported the same back with amendments, and recommended the adoption of the same.

On motion of Mr. Strevell,

The bill was laid on the table, and 250 copies of the bill and amendments ordered printed.

Senate bill, No. 286, for "An act to authorize the formation of corporations for the investment of money on real and personal property in this State,"

Was taken up, read at large a second time, and,

On motion of Mr. Fuller,

Laid on the table,

House bill, No. 368, for an act in relation to surplus funds raised in towns and cities, for bounty purposes, during the late war for the suppression of the rebellion,"

Was taken up, read at large a second time, and

Referred to the committee on military affairs.

House bill, No. 598, for "An act to establish registration in cities, towns and villages of five thousand inhabitants and upwards, and in townships and election precincts in which there is any portion of any such city, town or village, and in counties having one hundred thousand inhabitants and upwards, and to punish any person for the violation of the same,"

Was taken up, read at large a second time, and,

On motion of Mr. Washburn,

Made the special order for Thursday, January 25, 1872, at 10:30 o'clock A. M.

House bill, No. 625, for "An act to apportion the State of Illinois into senatorial districts,"

Was taken up, read at large a second time, and,

On motion of Mr. Fuller,

Made the special order for Thursday, January 25, 1872, at 3 o'clock P. M.

Mr. Bangs introduced

Senate bill, No. 395, for "An act to fix the fees of tax collectors and to define their duties in certain cases."

Which was read at large a first time, and

Referred to the committee on revenue.

House bill, No. 248, for "An act in regard to garnishment,"

Was taken up, read at large a second time, and,

On motion of Mr. Pierce,

Referred to the committee on judiciary.

Mr. Bush introduced

Senate bill, No. 396, for "An act to authorize banks, loan and trust companies to change their corporate name."

Which was read at large a first time, and

Referred to the committee on banks and banking.

House bill, No. 533, for "An act to protect the purity of elections and punish offenses therein named,"

Was taken up, read a second time, and

Placed among the files of House bills on second reading.

Mr. Jewett introduced

Senate bill, No. 397, for "An act authorizing cities to establish and maintain free public libraries and reading rooms."

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on municipalities.

On motion of Mr. Crawford,

Senate bill, No. 377, for "An act authorizing cities to establish and maintain free public libraries and reading rooms,"

Was taken from the table, and

Referred to committee on municipalities.

On motion of Mr. Flagg,

Senate bill, No. 37, for "An act to establish and maintain a system of free schools,"

Was made the special order for Tuesday, January 30th, 1872, at 11 o'clock A. M.

At 12:20 o'clock P. M.,

On motion of Mr. Fuller,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

House bill, No. 93, for "An act to amend chapter 30, Revised Statutes, entitled 'Criminal Jurisprudence,'"

Was taken up, read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. Bangs,

Referred to the committee on judiciary.

The House message of January 5th, 1872, relating to one term of the President of the United States, was taken up.

Mr. Flagg moved to refer the same to the committee on federal relations.

Mr. Epler moved to postpone the consideration of the same until Tuesday, January 30, 1872, at 2 P. M.

The question being upon referring the resolution to the committee on federal relations,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 16
Nays..... 10

Those voting in the affirmative are,

Messrs. Bangs,
Boyd,
Carter,
Crawford,
Early,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Hunter,
Jewett,

Messrs. Pierce,
Senter,
Strevell,
Van Dorston,
Vaughan.

Those voting in the negative are,

Messrs. Allen,
Bush,
Epler,
Landrigan,

Messrs. Reddick,
Starne,
Washburn,

Messrs. Whiting,
Wilkinson,
Williams.

So the resolution was referred to the committee on federal relations.

Indefinite leave of absence was then granted to Hon. B. V. Harlan, Assistant Sergeant-at-Arms of the Senate, on account of an accident in his family.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 379, for "An act to authorize directors of charitable institutions to sell real estate," reported the same back and recommended it be laid on the table.

The report of the committee was concurred in, and the bill Ordered to lie upon the table.

Mr. Hampton called his resolution of the 8th inst., relating to adjournment *sine die* of the General Assembly.

Mr. Crawford then offered his resolution offered on the 20th inst., relating to the same subject, as a substitute for Mr. Hampton's resolution.

On motion of Mr. Fuller,

Both resolutions were referred to a select committee of five.

The President then appointed Messrs. Crawford, Hampton, Williams, Epler and Edsall.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed bills of the following titles, to wit:

House bill, No. 246, for "An act to repeal 'an act incorporating the city of Nashville, in Washington county,' "

House bill, No. 120, for "An act concerning bail in civil cases."

Senate bill, No. 112, for "An act to legalize the payment by the Governor of certain funds belonging to the State, to the penitentiary commissioners."

On motion of Mr. Bush,

His resolution of the 11th inst. was taken up, relating to paying county judges a salary instead of a *per diem*.

On motion of Mr. Edsall,

The resolution was referred to the committee on fees and salaries.

At 4:35 o'clock P. M.,

On motion of Mr. Williams,

The Senate adjourned until 10 o'clock to-morrow morning.

TUESDAY, JANUARY 23, 1872.

Senate met, pursuant to adjournment.

Mr. Fuller, President *pro tempore*, in the chair.

Prayer by Rev. Mr. Gregory.

The journal of Saturday was being read, when,

On motion of Mr. Washburn,

The further reading of the same was dispensed with.

On motion of Mr. Washburn,

Leave of absence was granted Mr. Anderson.

The roll of the Senate was then called, when

The following Senators (47) answered to their names:

Messrs. Allen,
Anderson,
Bangs,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
†—47

Messrs. Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,
Flagg,
Fuller,
Hampton,

Messrs. Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,

Messrs. Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,

Messrs. Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Flagg, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bills of the following titles, to-wit :

Senate bill, No. 393, for "An act providing for conveying convicts to the penitentiary."

Senate bill, No. 271, for "An act to make an appropriation to George W. Chatterton, for printing paper furnished the 26th General Assembly."

Mr. Boyd, from the committee on judiciary, introduced Senate bill, No. 398, for "An act in regard to limitations."

Which was read at large a first time, and

Ordered to a second reading, and 250 copies printed.

On motion of Mr. Edsall,

Senate bill, No. 43, for "An act to extend the powers of judges of circuit courts in vacation,"

Was taken up and ordered to a second reading.

Mr. Crawford's motion, made on the 20th inst., to reconsider the vote whereby the Senate concurred with the House in the adoption of the amendments to Senate bill, No. 303, was taken up.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas.....39
Nays.....00

Those voting in the affirmative are,

Messrs. Allen,
Banga,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dora,
Early,
Eddy,
Edsall,
Epler,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Marsh,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Vaughan,
Voris,
Washburn,
Whiting,
Williams,
Woodard.

So the vote was reconsidered.

The bill (S.B. 303) was then recommitted to committee on revenue.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled :

House bill, No. 580, for "An act to fix the time of holding the circuit court in the several counties composing the second judicial circuit."

House bill, No. 612, for "An act to authorize the transfer of the boys in the Chicago Reform School to the State Reform School at Pontiac, and to provide for defraying the expenses of such transfer."

Mr. Eddy, from the joint committee on enrolled bills, reports having laid before the Governor, on the 11th day of January, 1872, enrolled bill of the following title, to-wit :

House bill, No. 580, for "An act to fix the time of holding the circuit court in the several counties composing the second judicial circuit."

Mr. Flagg, from the joint committee on enrolled bills, reports as having been properly enrolled, House bill of the following title, to-wit :

House bill, No. 434, for "An act to amend the law concerning township organization."

Mr. Flagg, from the joint committee on enrolled bills, reports having laid before the Governor, on the 23d day of January, A. D. 1872, enrolled bill of the following title, to-wit :

House bill, No. 434, "An act to amend the law concerning township organization."

Mr. Vaughan moved to postpone special order and take up Senate bill No. 340 ; which motion was lost.

The special order, being the consideration of Senate bill 382, was then taken up.

The question being upon the adoption of the amendment offered by Mr. Whiting,

Mr. Whiting withdrew his amendment to Senate bill No. 382, and offered the following amendment :

"Amend by striking out from section 27 the word 'credits,' in lines one and three, and insert 'personal property' in line one, and in line three, 'such personal property.'"

At 12:30 o'clock P. M., the Senate,

On motion of Mr. Epler,

Adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

The amendment of Mr. Whiting to Senate bill No. 382 being under consideration,

Mr. Langly moved to close debate on the pending amendment.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas. 8
Nays. 30

Those voting in the affirmative are,

Messrs. Boyd,
Carter,
Hampton,

Messrs. Langley,
Reddick,
Solomon,

Messrs. Voris,
Woodard.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Bangs,
Bush,
Crawford,
Daggett,

Messrs. Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,

Messrs. Holcomb,
Hunter,
Jewett,
Kerr,
Landrigan,
Lanning,

Messrs. Marsh,
Nicholson,
Pierce,
Senter,

Messrs. Starne,
Strevel,
Van Dorston,
Vaughan,

Messrs. Washburn,
Whiting,
Wilkinson,
Williams.

Mr. Whiting moved to postpone the pending bill and amendments to and make them the special order for to-morrow at 10 o'clock A. M. And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 19
Nays..... 19

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Carter,
Dora,
Edsall,
Epler,

Messrs. Flagg,
Holcomb,
Hunter,
Kerr,
Landrigan,
Marsh,

Messrs. McNulta,
Richardson,
Starne,
Vaughan,
Washburn,
Whiting.

Those voting in the negative are,

Messrs. Boyd,
Bush,
Crawford,
Daggett,
Early,
Fuller,
Hampton,

Messrs. Jewett,
Langley,
Lanning,
Nicholson,
Pierce,
Reddick,

Messrs. Solomon,
Strevel,
Underwood,
Van Dorston,
Williams,
Woodard.

Pending the consideration of the amendment,

On motion of Mr. Landrigan,

The Senate, at 5:35, adjourned until to-morrow at 10 o'clock A. M.

WEDNESDAY, JANUARY 24, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Phillips.

The journal of yesterday was being read, when,

On motion of Mr. Bush,

The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (49) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dora,
Early,
Eddy,
Edsall,
Epler,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevel,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Langley, by unanimous consent, from the committee on judiciary, to which was referred Senate bill, No. 81, for "An act to establish and define the jurisdiction of district courts," reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the bill Ordered to lie on the table.

Mr. Pierce, from the committee on penal institutions, to which was referred the report of the joint committee, appointed under an act of the General Assembly, entitled "An act to provide for an investigation of the discipline, management and financial condition of the Illinois State Penitentiary," approved January 10th, 1871, reported the same back and recommended it lie on the table, and 2,000 copies of the report and accompanying schedules A, B, C, D and E be printed.

The report of the committee was concurred in, and the report Ordered to be printed.

The President announced the time for the special order.

Mr. McNulta moved to postpone the special order for the purpose receiving a report from the finance committee; which motion was lost.

Pending the consideration of the special order,

On motion of Mr. Richardson,

The Senate, at 12:22, adjourned until 2 o'clock P. M.

TWO O'CLOCK P. M.

Senate met, pursuant to adjournment.

On motion of Mr. Reddick,

A call of the Senate was ordered, when

The following Senators (22) answered to their names:

Messrs. Anderson,
Boyd,
Bush,
Carter,
Daggett,
Dore,
Fuller,
Harlan,

Messrs. Holcomb,
Jewett,
Kerr,
Langley,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Underwood,
Van Dorston,
Washburn,
Whiting.

On motion of Mr. Richardson,

Further proceedings under the call were dispensed with.

By unanimous consent,

Mr. Richardson, from the committee on the judiciary, introduced Senate bill, No. 399, for "An act to exempt the homestead from forced sale, and to provide for setting off the same, and to exempt certain personal property from attachment and sale on execution and from distress for rent."

Which was read at large a first time.

Ordered to a second reading, and to be printed.

Mr. Pierce introduced

Senate bill, No. 400, for "An act to provide for the payment of deficiency of former appropriations for the current expenses of the Illinois State Penitentiary."

Which was read at large a first time, and

Ordered to a second reading, and ordered to be printed.

Mr. Starne from the special committee, consisting of Senators Jewett and Starne, to whom was referred Senate bill, No. 362, for "An act to require passengers on horse railroads to pay fare," referred the same back, without recommendation.

The bill was ordered on file.

Mr. Jewett, from the committee on judiciary, to which was referred Senate bill, No. 385, for "An act to prescribe the amount of service and fix the pay of police commissioners, and to provide for the trial and removal or discharge of officers or policemen from the police force, in counties containing more than three hundred thousand inhabitants," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered to be engrossed and printed for a third reading.

Mr. Jewett, from the committee on judiciary, to which was referred Senate bill, No. 389, for "An act to authorize the assessment and levy and collection of taxes in municipal corporations when the assessment roll has been lost or destroyed," reported the same back, with amendments, and recommended the adoption of the amendments and the passage of the bill as amended.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Kerr, from the committee on military affairs, to which was referred the report of the Adjutant General of the State, reported the same back, with the recommendation that it lie on the table and be printed.

The report of the committee was concurred in, and the report

Ordered to lie on table and be printed.

Mr. Underwood, from the committee on judiciary, introduced

Senate bill, No. 401, for "An act in regard to judgments and decrees, and the manner of enforcing the same by execution, and to provide for the redemption of real estate which was sold under execution or decree."

Which was read at large a first time, and

Ordered to a second reading, and ordered printed.

Mr. Crawford, from the committee on finance, to which was referred House bill, No. 656, for "An act making appropriation for the payment of the indebtedness of the Soldiers' Orphan's Home," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 317, for "An act to appropriate money to complete the main building of the Illinois Industrial University, and to provide for heating the same," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered to be engrossed and printed for a third reading.

On motion of Mr. Edsall,

Senate bill, No. 43, for "An act to extend the powers of judges of circuit courts in vacation,"

Was taken up, and read at large a second time.

Mr. Edsall offered the following amendments; which were adopted:
Strike out of line 4 section 2 the word "five," and insert in lieu thereof the word "seven."

Strike out of section 1 all after the words "all cases," in line 18 thereof, and insert in place of the words stricken out the following:
"And such orders may be made during the terms of court held by such judge in other counties than that in which the suit is pending, or about to be commenced."

The bill was ordered engrossed and printed for a third reading.

Mr. McNulta, from the committee on finance, to which was referred Senate bill, No. 841, for "An act to make an appropriation to pay the debts of the State Reform School," reported the same back, with amendments, and recommended their adoption.

The report of the committee was concurred in, and the bill

Ordered to be engrossed and printed for third reading.

The consideration of the special order was then resumed.

The question being on the following amendment of Mr. Whiting:

Amend by striking out from section 27 the word "credits" in lines one and three, and insert "personal property" in line one, and in line three "such personal property."

On motion of Mr. Van Dorston,

Debate on the pending amendment was ordered closed.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 9
Nays..... 35

Those voting in the affirmative are,

Messrs. Hampton,
Holcomb,
Kerr,

Messrs. Landrigan,
Lanning,
Solomon,

Messrs. Starne,
Vaughan,
Whiting,

Those voting in the negative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,

Messrs. Early,
Eddy,
Edsall,
Flagg,
Fuller,
Harlan,
Hunter,
Jewett,
Langley,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Senter,
Strevell,
Underwood,
Van Dorston,
Washburn,
Wilkinson,
Williams,
Woodard.

So the amendment was lost.

The question then being on the following amendment:

Amend by striking out sections 27, 28 and 29 of Senate bill, No. 882,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 14
Nays..... 30

Those voting in the affirmative are,

Messrs. Anderson,
Bowman,
Bush,
Hampton,
Harlan,

Messrs. Holcomb,
Kerr,
Landrigan,
Lanning,
Nicholson,

Messrs. Solomon,
Starne,
Washburn,
Whiting.

Those voting in the negative are,

Messrs. Alexander,
Allen,
Bangs,
Boyd,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,

Messrs. Eddy,
Edsall,
Flagg,
Fuller,
Hunter,
Jewett,
Langley,
Marsh,
McNulta,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Wilkinson,
Williams,
Woodard.

So the amendment was lost.

Mr. Flagg, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bills of the following title, to-wit :

Senate bill, No. 43, for "An act to extend the powers of judges of circuit courts in vacation."

Senate bill, No. 317, for "An act to appropriate money to complete the main building of the Illinois Industrial University, and to provide for heating the same."

By unanimous consent,

House bill, No. 656, for "An act making appropriations for the payment of the indebtedness of the Soldiers' Orphans' Home,"

Was taken up, read at large a second time, and

Ordered to a third reading.

Mr. Jewett offered the following amendment to Senate bill No. 382.

Amend by striking out section 43, and inserting in lieu thereof the following: "The value of the 'railroad track,' and the value of the side or second track, and all turnouts in such county, town, village, district, or city, shall be listed and taxed in the county, town, village, district or city, at which the same are located."

Pending the consideration of the above amendment,

The Senate, at 5:45 o'clock P. M.,

On motion of Mr. Langley,

Adjourned until 10 o'clock A. M. to-morrow.

THURSDAY, JANUARY 25, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Carnahan.

The journal of yesterday was being read, when

On motion of Mr. Nicholson,

The further reading of the same were dispensed with.

The roll of the Senate was then called, when

The following Senators (49) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Boyd,

Messrs. Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,

Messrs. Eddy,
Edsall,
Epler,
Flagg,
Fuller,
Hampton,
Harlan,

Messrs. Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,

Messrs. McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevell,

Messrs. Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

By unanimous consent,

Mr. Langley introduced

Senate bill, No. 402, for "An act to change the times of holding courts in the 27th judicial circuit, and to repeal an act therein named."

Which was read at large a first time, and

Ordered to a second reading.

House bill, No. 542, for "An act to create an additional term of the circuit court in Jackson county, and to fix the times of holding the circuit court in the several counties composing the third judicial circuit."

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 42
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bowman,
Boyd,
Bush,
Carter,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

The President announced the time for the special order, being the consideration of Senate bill No. 382.

The question being on the amendment offered by Mr. Jewett to section 43,

Mr. Fuller offered the following amendment to the bill:

Amend section 43, by adding after the word "turnouts," in fourth line, the following: "And all station houses, depots, machine shops or other buildings belonging to the road."

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 30
Nays 9

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,

Messrs. Bowman,
Bush,
Crawford,

Messrs. Daggett,
Donahue,
Eddy,

Messrs. Edsall,
Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Kerr,

Messrs. Landrigan,
Lanning,
Marsh,
Nicholson,
Pierce,
Reddick,
Senter,

Messrs. Solomon,
Starnes,
Underwood,
Vaughan,
Whiting,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Bangs,
Carter,
Dore,

Messrs. Jewett,
Langley,
McNulta,

Messrs. Richardson,
Voris,
Woodard.

So the amendment was adopted.

The question then being on the adoption of Mr. Jewett's amendment, it was lost.

Mr. Fuller then offered the following amendment:

Amend section 28 by striking out the word "on," after the word "deductions," in the first line, and insert, in lieu thereof, the following: "From the amount of any bond, stock, money loaned, nor on."

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 25
Nays 16

Those voting in the affirmative are,

Messrs. Anderson,
Bowman,
Bush,
Crawford,
Donahue,
Dore,
Eddy,
Edsall,
Fuller,

Messrs. Harlan,
Holcomb,
Jewett,
Kerr,
Landrigan,
Lanning,
Marsh,
Richardson,

Messrs. Senter,
Starnes,
Underwood,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Allen,
Bangs,
Boyd,
Carter,
Daggett,

Messrs. Flagg,
Hampton,
Hunter,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Solomon,
Vaughan,
Woodard.

So the amendment was adopted.

Mr. Dore offered the following amendment:

Sec. 18. Amend, by inserting the words "sold afloat or on track," after the word "being" in the second line.

Pending the consideration of the above amendment,

At 12:35 o'clock P. M.,

On motion of Mr. Fuller,

The Senate adjourned until 2:30 o'clock P. M.

TWO-THIRTY O'CLOCK P. M.

Senate met, pursuant to adjournment.

On motion of Mr. Carter,

Senate bill, No. 389, for "An act to authorize the assessment of property, and the levy and collection of taxes in municipal corporations, when the assessment roll has been lost or destroyed,"

Was taken up, read at large a second time, and
Ordered to be engrossed and printed for a third reading.

Mr. Flagg, from the committee on engrossed enrolled and bills, reports as having been properly engrossed, Senate bills of the following titles, to-wit:

Senate bill, No. 341, for "An act to make an appropriation to pay the debts of the State Reform School."

Senate bill, No. 385, for "An act to prescribe the amount of service, and fix the pay of police commissioners, and to provide for the trial and removal or discharge of officers, or policemen, from the police force, in counties containing more than three hundred thousand inhabitants."

By unanimous consent,

Mr. Bowman offered the following resolution; which was laid over under the rule:

WHEREAS, by an act of Congress of the United States, approved September 20th, A. D. 1850, entitled "An act granting the right of way and making a grant of land to the States of Illinois, Mississippi and Alabama, in aid of the construction of a railroad from Chicago to Mobile," certain lands were granted to the State of Illinois for the purpose of aiding in building a railroad from a point at or near the mouth of the Ohio river to the city of Chicago, and to Dubuque in the State of Iowa, with a condition inserted in said act that if said railroad shall not be completed within ten years, the said State of Illinois shall be bound to pay to the United States the amount which may be received upon the sale of any part of said lands by said State, and the title to the residue (not sold) of said lands shall re-invest in the United States; and whereas it was further enacted by section seven of said act, "That in order to aid in the construction of said central railroad from the mouth of the Ohio river to the city of Mobile, all the rights, privileges and liabilities hereinafter conferred on the State of Illinois shall be granted to the States of Alabama and Mississippi, respectively, for the purpose of aiding in the construction of a railroad from said city of Mobile to a point near the mouth of the Ohio river, and that public lands of the United States to the same extent, in proportion to the length of the road, on the same terms, limitations and restrictions, in every respect, shall be and is hereby granted to said States of Alabama and Mississippi, respectively;" and whereas, although that portion of said Chicago and Mobile railroad within the State of Illinois was completed within six years after the passage of said act, and has been since and is now maintained and operated, and a large part of said railroad between the Ohio river and Mobile has also been completed and is now operated, but a portion South of the Ohio river for 20 miles or more has never been constructed, and the road, therefore, from Chicago to Mobile has never been completed, and the purposes of said act of Congress, therefore, never answered and its conditions never complied with; therefore, be it

Resolved by the Senate, the House of Representatives concurring herein, That our Representatives and Senators in Congress be requested to use their best exertions to have the aims and purposes of said act carried out at the earliest possible period.

The President announced the special order, being Senate bill No. 382.

On motion of Mr. Richardson,

The special order was postponed for five minutes.

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 26, for "An act for the relief of Robert Tillson & Co.," reported the same back without recommendation.

Mr. Richardson offered the following amendment:

Amend by striking out all after the enacting clause, and insert, "That fifteen thousand six hundred and sixty dollars and fifty-six cents be appropriated out of the treasury to pay that amount found due unto Robert Tillson & Co., for infantry and cavalry equipments furnished the State to aid in suppressing the late rebellion, under contract with the Quartermaster-General, and that the Auditor of Public Accounts issue his warrant on the treasury therefor."

Mr. Jewett withdrew his amendment offered to the bill, March 13, 1871.

On motion of Mr. Richardson,

The bill and amendment were postponed to and made the special order for to-morrow, at 11 o'clock A. M.

The consideration of the special order was then resumed.

The question being on the amendment offered by Mr. Dore, the amendment was lost.

Mr. Alexander offered the following amendment:

Amend by striking out section 190, and inserting the following:

"Publishers of newspapers shall receive for publishing the delinquent tax list, the sum of twenty cents for each tract of land, and ten cents for each city or town lot advertised."

Mr. Underwood offered the following amendment to the amendment:

Insert, "not exceeding," after the word "list."

Which amendment to the amendment was lost.

Mr. Senter offered the following amendment to section 190; which was adopted:

Amend Senate bill No. 382, by striking out of the second line of section 190, the word "ten," and inserting in lieu thereof the word "twenty."

Mr. Van Dorston offered the following amendment to the section:

Amend by striking out "15," in line 5, and insert "25."

Which was adopted.

Mr. Holcomb offered the following amendment to the amendment offered by Mr. Alexander:

Amend the amendment of the Senator from Bond, by striking out the words, "ten cents for."

Which was lost.

The amendment offered by Mr. Alexander, was then adopted.

Mr. Fuller offered the following amendment; which was adopted:

"§ 298. The laws and parts of laws entitled as hereinafter named are hereby repealed, to-wit: Chapter 89, Revised Statutes 1845, entitled 'Revenue,' approved March 3, 1845; 'An act concerning the revenue,' approved February 11, 1845; 'An act to enable the former and late collectors of the revenue in the several counties of this State to collect any taxes remaining due and unpaid,' app. Feb. 10, 1845; 'An act to save a portion of the revenue from being lost,' approved March 1, 1845; 'An act to amend the several laws allowing Illinois

and Michigan canal lands to be taxed and sold for taxes,' approved January 29, 1845; 'An act in relation to the assessment of taxes in St. Clair county,' approved January 26, 1847; 'An act to amend the present revenue law,' approved February 28, 1847; 'An act to amend the eighty-ninth chapter of the Revised Laws, entitled 'Revenue,' approved February 27, 1847; 'An act to amend the seventh section of a law concerning revenue,' approved March 3, 1845, approved February 16, 1847; 'An act to amend chapter 89 of the Revised Statutes,' approved February 25, 1847; 'An act to amend the several acts concerning the public revenue,' approved February 8, 1849; 'An act to provide for the collection of the revenue on forfeited property,' approved February 12, 1849; 'An act in relation to burying grounds, church yards, and lands used by literary institutions,' approved March 2, 1843; 'An act to exempt the property of colleges and common schools from taxation for a limited period,' approved March 6, 1843; 'An act to exempt burying grounds from taxes, executions and attachments,' approved March 3, 1845, so far as said act applies to exemption from taxation; 'An act to authorize the Auditor of Public Accounts and county courts to refund the taxes on real estate sold in error,' approved March 7, 1849; 'An act to amend the several acts concerning the public revenue,' approved November 6, 1849; 'An act to enable the Auditor of Public Accounts to collect the revenue,' approved February 17, 1851; article 18, 19, 20 and 21, and section 2 of article 25 of 'An act to provide for township organization,' approved February 17, 1851; 'An act to provide for the assessment of property in the city of Quincy for State taxes, and for the collection of taxes therein for the year one thousand eight hundred and fifty, and for subsequent years, and for exempting the city of Quincy from the operation of the law authorizing township organization,' approved February 15, 1851; 'An act to amend the revenue law,' approved June 23, 1852; 'An act declaring certain lands exempt from taxation,' approved June 23, 1852; 'An act to amend the revenue laws and to provide for the collection of State taxes in the city of Quincy,' app. June 23, 1852; 'An act for the assessment of property and the collection of taxes in counties adopting the township organization law,' app. Feb. 12, 1853; 'An act regulating the collection of the revenue,' approved February 12, 1853; 'An act regulating the assessment and collection of certain taxes omitted in former assessments,' approved February 12, 1853; 'An act to amend the revenue laws of this State,' approved February 12, 1853; 'An act to repeal part of section 113 of an act regulating the collection of the revenue,' approved February 15, 1855; 'An act to amend the assessment of the revenue laws,' approved February 14, 1855; sections 6 and 7 of 'An act to amend an act to establish a general system of banking, passed February 15, 1851, and the acts amendatory thereof,' approved February 14, 1857; 'An act to amend the revenue laws,' approved February 21, 1859; 'An act to amend the revenue law,' approved February 21, 1861; 'An act to amend an act entitled an act regulating the collection of the revenue in counties adopting the township organization law, approved February 12, 1853,' approved February 22, 1861; 'An act to amend the township organization laws,' approved February

12, 1863; 'An act to amend the revenue laws and establish a State board for the equalization of assessments,' approved March 8, 1867; 'An act entitled 'an act to extend the powers and jurisdiction of collectors of taxes,' approved March 8, 1867; 'An act compelling the holders of tax certificates to take out deeds or lose their claims,' approved March 8, 1867; 'An act in regard to publishing the delinquent tax list,' approved March 8, 1867; 'An act relating to assessments and taxation in school districts,' approved March 29, 1869; 'An act to amend an act for the assessment of property, approved February 12, 1853,' approved April 8, 1869; 'An act to amend an act entitled an act to amend the revenue laws, and to establish a State board for the equalization of assessments, approved March 8, 1867,' approved March 26, 1869; 'An act authorizing certain officers therein named to receive national bank notes and fractional currency in payment of taxes,' approved March 4, 1869; An act to amend the revenue law, approved April 17, 1869; An act in relation to the assessment of the property of railroad companies for taxation, in counties adopting the township organization law,' approved February 21, 1861; 'An act to provide for interest on the State debt,' approved February 22, 1861; 'An act to relieve the people of this State from the payment of exorbitant and unnecessary taxes,' approved February 8, 1861; article 16 of 'An act to reduce the act to provide for township organization and the several acts amendatory thereof, into one act, and to amend the same,' approved February 20, 1861.

"The repeal of said acts, and parts of acts, shall not be construed to impair any right existing, or affect any proceeding pending at the time this act shall take effect, but all proceedings for the assessment of any tax or collection of any tax or special assessment then remaining incomplete, may be completed pursuant to the provisions of this act. The provisions of this act shall apply to redemption from sales made for taxes, or special assessments, previous to the taking effect hereof; and the mode of giving notice and issuing deeds upon certificates of sales made for taxes."

Mr. Whiting offered the following amendment; which was lost:

Amend section 74 by striking out after second line, all down to twelfth line, and inserting: "I do solemnly swear, (or affirm, as the case may be), that I will support the constitution of the United States, and the constitution of the State of Illinois, and that I will faithfully discharge the duties of the office of assessor, according to the best of my ability."

Mr. Edsall offered the following amendments; which were adopted:

1. Strike out of line 26, of section 30, the words "and ninth," and insert the word "and" before the word "eighth," in said line.
2. Strike out of line 27, of section 30, the words "and fifth," and also the letter "s" from the word "items," in said line.
3. Add to said section 30 the following: "The aggregate amount of the ninth item shall be deducted from the aggregate amount of the fifth item of such statement, and the remainder shall be listed as bonds or stocks."

Mr. Edsall offered the following amendment; which was adopted:
Amend Senate bill No. 382 by inserting in line 47, of section 97, immediately after the words "classes of property," the following words, "within the respective towns."

Mr. Flagg offered the following amendment; which was adopted:
Amend section 76, line 5, by striking out all after word "value," and inserting, "He shall also set down in separate columns the number of acres in wheat, corn, oats, meadow and other field products, in inclosed pasture, orchards and woodlands, whether inclosed or not, in that year."

Mr. Flagg offered the following amendment; which was adopted.
Amend section 98, line 13, by striking out all in the sentence after "property," and inserting "the number of acres in cultivation of wheat, corn, oats, meadow and other field products, in inclosed pasture, orchards and woodland, whether inclosed or not, in that year."

Mr. Woodard offered the following amendment:

Amend by striking out section 183 and inserting section 183, "On the application of any person to pay any tax, or special assessment upon any real property, it shall be the duty of the county collector to make out to such person a receipt, in which shall be noted all taxes and assessments upon such property, returned to such collectors and not previously paid; and if such person shall fail, or refuse to pay such tax or special assessment, such collector shall note that fact upon the receipt; and the receipt of the county collector shall be considered as in full for all taxes and special assessments in his hands for collection against such property in that year, except as to tax or special assessment so noted as unpaid, and the officer omitting any tax from the receipt shall be liable the same as if he had collected the omitted tax."

Mr. Strevell entered a motion to reconsider the vote whereby Mr. Whiting's amendment was lost.

Pending the consideration of Mr. Woodard's amendment,

On motion of Mr. Eddy,

The Senate, at 6 P. M., adjourned until 10 o'clock to-morrow morning.

FRIDAY, JANUARY 26, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Phillips.

The journal of yesterday was being read, when,

On motion of Mr. Pierce,

The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (49) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Banga,
Bishop,

Messrs. Bowman,
Boyd,
Bush,
Carter,
Crawford,

Messrs. Daggett,
Donahue,
Dore,
Early,
Eddy,

Messrs. Edsall,
Epler,
Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,

Messrs. Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,
Solomon,

Messrs. Sterne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Indefinite leave of absence was granted Messrs. Little and Jackson, on account of sickness.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, to-wit:

House bill, No. 558, for "An act providing for the publication and distribution of the fifth volume of the report of the State Geologist, and to fix the amount of his salary until the publication of the sixth and final volume of said report."

House bill, No. 596, for "An act to authorize the formation of corporation for the investment of money on real and personal property in this State."

House bill, No. 304, for "An act to provide for changing the names, for changing the places of business, for increasing or decreasing the capital stock, for increasing or decreasing the number of directors, and for the consolidation of incorporated companies."

House bill, No. 309, for "An act to enable any city, incorporated town, or suburban town in this State, to change its name."

House bill, No. 453, for "An act to repeal an act entitled 'an act to provide for the election of additional supervisors in the county therein named,' approved March 29, 1869, and an act supplementary thereto, approved March 30, 1869."

In the passage of which I am instructed to ask the concurrence of the Senate.

Mr. Bush (by unanimous consent) submitted the following resolution:

Resolved, That the Auditor of State be requested to report to this Senate the rate per cent. levied for the collection of State tax for the year 1871, setting out in detail the various items for which taxes were levied, and the rate per cent. levied for each of the same, and also the amount of taxable property in the State on which such taxes were levied.

On motion of Mr. Bush,

The rules were suspended and the resolution was adopted.

The President announced the time for the special order, being Senate bill No. 382.

The question recurring on the adoption of Mr. Woodard's amendment,

Mr. Van Dorston offered the following, which was accepted by Mr. Woodard as part of his amendment:

Add to amendment introduced by Senator Woodard to strike out section 183, and by inserting his substitute: At the end of the substi-

tute add the following: "*Provided*, This section shall not be so construed as to allow a person to pay, or a collector to receive and receipt for one kind of tax and not another in the same tax book."

The amendment of Mr. Woodard, as modified by Mr. Van Dorston, was then adopted.

Mr. Marsh offered the following amendment:

Amend section 13 by inserting after the words "carried on" in line five, "except such property as shall be liable to assessment elsewhere in the hand of agents."

Pending the consideration of the amendment of Mr. Marsh,

On motion of Mr. Jewett,

The special order was postponed for forty-five minutes, and

Mr. Richardson called up Senate bill, No. 26, for "An act for the relief of Robert Tillson & Co."

The question being on the amendment offered yesterday by Mr. Richardson,

Pending the consideration of the amendment,

On motion of Mr. Crawford,

The bill and amendment were postponed to and made the special order for Wednesday, February 7, 1872, at 10 o'clock A. M.

The consideration of the special order was then resumed.

Mr. Whiting offered the following amendment to the amendment:

Amend Mr. Marsh's amendment by striking out all after "except," and insert "it be shown to the satisfaction of the assessor that the property has been assessed elsewhere;" which was lost.

The amendment of Mr. Marsh was then adopted.

Leave of absence was granted Mr. Harlan, Assistant Sergeant-at-Arms, until Monday.

On motion of Mr. Pierce,

The special order was postponed for five minutes, and

House bill, No. 650, for "An act to make an appropriation to pay for fitting up the hall of the House of Representatives and Senate chamber for the use of this General Assembly,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 41
Nays..... 00

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,

Messrs. Epler,
Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Kerr,
Landrigan,
Langley,
Lanning,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard,

This bill containing an emergency clause and having received a two-third vote, was declared passed.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

The consideration of the special order was then resumed.

Mr. Fuller offered the following amendments; which were adopted: Amend section 40, line 2, by striking out the word "the," after word "return," and insert in lieu thereof the word "sworn."

Amend section 44 by inserting after the word "the," in line six, the following: "Number of;" and also by striking out all after the word "cars" in 9th line.

Amend section 109, by adding at the end of said section, the following: "The amount so determined and assessed shall be certified by the Auditor to the county clerks of the proper counties. The county clerk shall in like manner distribute the value so certified to him by the Auditor to the county: and to the several towns, districts, villages and cities in his county entitled to a proportionate value of such railroad track and rolling stock, and said clerk shall extend taxes against such values, the same as against other property in such towns, districts, villages and cities."

Amend section 110, in sixth line, by inserting after the word "Auditor," the words "to the county and."

Amend by striking out "section 111."

Amend section 47 by striking out all after the word "property," in eighth line.

Mr. Pierce offered the following amendment; which was adopted:

Amend Senate bill No. 382 by striking out "section 120," and inserting the following substitute: "Section 120. There shall be annually assessed, and collected at the same time and in the same manner as other State taxes, such rate of tax on the equalized valuation of the property of this State, as is, or may be, provided by the laws concerning free schools; which tax shall be denominated the 'State School Tax,' and the moneys arising therefrom be distributed in such manner as is, or may be, provided by the laws of this State concerning free schools. And no part of the fund raised by the aforesaid tax shall be directed to, or used for any other purpose than the support and maintenance of free schools in this State."

Mr. Eddy offered the following amendment:

Amend section 3, division 4th, as follows: Strike out the words, "By the State Board of Equalization."

Pending the consideration of the amendment,

On motion of Mr. Bush,

The special order was postponed until 3 o'clock P. M., and,

At 12:25 o'clock P. M.,

On motion of Mr. Bush,

The Senate adjourned until 2:30 o'clock P. M.

TWO AND A HALF O'CLOCK P. M.

Senate met, pursuant to adjournment.

Mr. Alexander, from the committee on banks and banking, to which was referred Senate bill, No. 368, for 'An act relating to savings banks and institutions for savings,' reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered engrossed and printed for a third reading.

Mr. Alexander, from the committee on banks and banking, to which was referred Senate bill, No. 344, "An act to regulate banks and banking," reported the same back and recommended it be indefinitely postponed.

The report of the committee was concurred in, and the bill postponed indefinitely.

By unanimous consent,

Mr. Edsall called up Senate bill, No. 372, for "An act in relation to the Illinois and Michigan canal, and the powers and duties of the canal commissioners."

The question being on the adoption of the following amendment reported by the committee on canals and rivers:

Amend Senate bill No. 372, as follows:

By striking out the words "and of," after "canal," in line 3 of section 2. Insert after the word "Henry," in 5th line of section 2, "and of the Little Wabash river improvement."

Insert after word "lock," in 2d line of section 4, "and river improvement." Strike out of lines 2 and 3, of section 4, the words, "said lock and dam," and insert in lieu thereof the words, "the same."

Insert after the word "lands," in 2d line of section 5, "and lots;" also add after "years," in 4th line, "and may sell the same when, in their judgment, the interest of the State will be promoted; but before doing so, shall obtain the approval of the Governor, both as to when, where and how the same shall be sold: *Provided, however,* that no part of the ninety feet strip along the canal, or any of the real estate in the city of Chicago, shall be sold." Also, by adding to section 5: "They shall also have power to lease any water-power belonging to to the State, connected with said canal or river improvements, for any period not longer than fifteen years: *Provided, however,* that the annual value of the use of such power shall first be ascertained, and every five years thereafter, by three disinterested appraisers, under oath, to be selected by the Governor. In all leases to be made, the rental shall not be less than said appraisals, and before any lease shall be made, public notice shall first be given of such contemplated leasing, for at least sixty days, in some newspaper published in the neighborhood." Strike out of line 8, section 5, the word "such." Strike out line 15, section 5, the words, "or otherwise."

Strike out after the word "sell," in 1st line of section 6, "at public auction to the highest bidder for cash, after having duly advertised

such sale;" also the words "of like character," in same section, and insert in place of last words "or personal property unnecessary for the proper management of the canal or river improvements; but before sold, all such property shall be first appraised by three disinterested persons, under oath, appointed by the Governor, and shall not be sold at less than such appraisement."

Strike out section 8 and insert: "Said commissioners are hereby authorized and directed to execute, in due form, all necessary conveyances that may be required to comply with the conditions of any bond, contract or agreement heretofore made by those lawfully authorized to sell any of the real estate known as "canal lands," whenever the purchasers shall have complied with the conditions of said instruments of writing, and they are satisfied that they are justly entitled to such deeds. They are also further authorized to settle and adjust all claims against the State growing out of the said canal since the said commissioners took charge and control of the same, and when fully satisfied that any such claim is a just charge against the present management, shall pay the amount out of the earnings of the canal."

Add the following additional sections:

"§ 9. All laws or parts of laws inconsistent with the provisions of this act are hereby repealed."

"§ 10. Inasmuch as the public interests require that said commissioners should at once have the right to exercise the powers mentioned in this act, an emergency exists requiring this to take effect immediately; therefore, this act shall take effect and be in force from and after its passage."

Mr. Crawford offered the following amendment to the report of the committee:

Amend report of the committee as follows:

Strike out of the report the proposed amendment to section 6, and in lieu thereof insert the following:

"§ 6. They shall also have power to sell the engine, boilers and machinery in the pumping house at Bridgeport, and any other fixtures or personal property unnecessary for the proper management of the canal or river improvement and appertaining to the same: *Provided*, such sale shall be first approved by the Governor."

Which amendment was adopted.

The report of the committee, as amended, was then adopted.

Mr. Strevell offered the following amendment:

Strike out of line 4, section 2, the words "attorney's counsel;" which was adopted.

On motion of Mr. Crawford,

The vote whereby the report of the committee, as amended, was adopted, was reconsidered, and

Mr. Woodard offered the following amendment; which was adopted:

Amend section 5, by inserting after the word "power," the words "and rental of such lands and lots."

The report of the committee, as amended, was then adopted, and the bill ordered engrossed and printed for a third reading.

On motion of Mr. Hampton,
Senate bill, No. 229, for "An act to increase the jurisdiction of county courts,"

Was taken up, and

Referred to the committee on judiciary.

Mr. Wilkinson, from the committee on counties and township organization, to which was referred Senate bill, No. 339, for "An act to provide for the permanent survey of townships," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered engrossed for a third reading.

The consideration of the special order was then resumed.

The question being on the amendment offered by Mr. Eddy, the amendment was lost.

Mr. Eddy offered the following amendment; which was lost:

Strike out the word "respectively," in line 11, section 3.

Mr. Eddy offered the following amendment; which was adopted:

Amend section 29, line 13, by inserting after the word "time," the following: "said statement of deductions."

Mr. Richardson offered the following amendment; which was adopted:

Amend by adding to section 164, the words "the postoffice address of the person paying said tax."

Mr. Richardson offered the following amendment; which was lost:

Insert after word "be," section 164, line 5, the following:

"And such entries on the collector's books, or certified copies thereof, shall be *prima facie* evidence of the fact or facts as therein set forth, and the same may be read in evidence in any proper court or place whenever proper proof that the original tax receipt has been mislaid, lost or destroyed, has first been made."

Mr. Edsall offered the following amendment; which was adopted:

Amend Senate bill No. 382, by inserting in line 1 of section 25, after the word "completed," the following: "by the assessor in extending in a separate column the value of such property."

Mr. Nicholson offered the following amendment; which was adopted:

Amend section 165 by striking out the word "ten," in first line, and insert the word "twenty."

Mr. Edsall offered the following amendment; which was adopted:

Amend section 166 by striking out "twenty," in line 1, and insert "thirty."

Mr. Holcomb offered the following amendment:

Strike out section 117 and substitute therefor the following:

"§ 117. The Secretary of State shall furnish such printing, fuel, lights and rooms as may be necessary for the transaction of the business of said board. Each member of said board shall receive for his services the sum of five dollars per day during its sessions, and ten cents per mile for each mile necessarily traveled in going to and re-

turning from the seat of government, to be computed by the Auditor of Public Accounts, and no other allowance or emolument, directly or indirectly, for any purpose whatever, except the sum of ten dollars per session to each member, which shall be in full for postage, stationery, newspapers and all other incidentals and perquisites. The pay and mileage allowed to each member of said board and the pay allowed to its secretary and employees shall be certified by the chairman of the board to the Auditor of Public Accounts, who shall issue his warrants on the State Treasurer therefor. Said board may employ one page at two dollars per day, two secretaries at five dollars per day each, and one janitor or doorkeeper at three dollars per day.

"Two-thirds of the whole number of members shall constitute a quorum, and said board may adjourn from time to time until the business before it is disposed of. The session of said board may extend to but shall not exceed thirty days."

Mr. Strevell offered the following amendment to the amendment; which was adopted :

Strike out all after the words "disposed of" in third line from end.

Mr. Vaughan offered the following amendment to the amendment :

Amend the amendment by striking out "ten dollars" and inserting "twenty-five dollars."

Which was lost.

The amendment as amended was then adopted.

Mr. McNulta offered the following amendment; which was adopted :

Amend section 164, line 5, page 41, by inserting after the words "may be" the words "and such entry and receipt shall bear the genuine signature of the collector or his deputy receiving such payment, and whenever it shall appear that any receipt for the payment of taxes shall be lost or destroyed, the entry made may be read in evidence in lieu thereof."

Mr. Richardson offered the following amendment; which was lost :

Amend section 243 by striking out in line one, "February" and inserting "March."

Mr. Alexander offered the following amendment; which was adopted :

Amend first sub-division of section 2 by adding the words "to each institution."

Mr. Holcomb offered the following amendment :

Strike out section 119 and insert the following in lieu thereof :

"§ 119. There shall be annually raised by taxation on the equalized valuation of all the property of the State, until otherwise provided, for revenue purposes, the sum of . . . dollars ; for interest purposes the sum of . . . dollars ; for State school purposes the sum or rate per cent. provided for in the act to establish a system of free schools ; and for canal redemption purposes the sum of . . . dollars."

Pending the consideration of the amendment the bill and the amendment were postponed until to-morrow morning at 10:30 o'clock.

Mr. Pierce (by unanimous consent) called up House bill, No. 304, for "An act to provide for changing the names, for changing the places of business, for increasing or decreasing the capital stock, for

increasing or decreasing the number of directors, and for the consolidation of incorporated companies."

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on railroads and warehouses.

Mr. Kerr entered a motion to reconsider the vote whereby Senate bill No. 26 was made the special order for Wednesday, February 7, A. D. 1872.

Mr. Eddy, from the joint committee on enrolled bills, reports as having been properly enrolled, House bills of the following titles to-wit:

House bill, No. 592, for "An act to create an additional term of the circuit court of Jackson county, and to fix the time of holding the circuit court in the several counties composing the third judicial circuit."

House bill, No. 650, for "An act to make an appropriation to pay for fitting up the hall of the House of Representatives and the Senate Chamber for the use of this General Assembly."

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bill of the following title, to-wit:

Senate bill, 389, for "An act to authorize the assessment of property and the levy and collection of taxes in municipal corporations when the assessment roll has been lost or destroyed."

Leave of absence was granted Mr. Carter until Monday.

At 5:42 o'clock P. M.,

On motion of Mr. Flagg,

The Senate adjourned until to-morrow at 10 o'clock A. M.

SATURDAY, JANUARY 27, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Phillips.

The journal of yesterday was being read, when,

On motion of Mr. Nicholson,

The further reading of the same was dispensed with.

The roll of the Senate was called, when

The following Senators (40) answered to their names:

Messrs. Alexander,

Allen,
Anderson,
Bowman,
Boyd,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,

Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,

Richardson,
Senter,
Solomon,
Streyell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Williams,
Woodard.

Which amendment was adopted.

Mr. Whiting offered the following amendment:

Amend section 18 by striking out the same, and inserting the following:

"Consignees shall be required to list for taxation all property on hand consigned to them for the purpose of being stored or sold."

On motion of Mr. Fuller,

Debate on the amendment was ordered closed.

The question being on the amendment,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 7
Nays..... 25

Those voting in the affirmative are,

Messrs. Anderson,
Bowman,
Landrigan,

Messrs. Lanning,
Solomon,

Messrs. Vaughan,
Whiting,

Those voting in the negative are,

Messrs. Alexander,
Allen,
Boyd,
Crawford,
Daggett,
Dore,
Early,
Eddy,
Edsall,

Messrs. Fuller,
Harlan,
Holcomb,
Marsh,
McNulta,
Nicholson,
Pierce,
Richardson,

Messrs. Senter,
Starne,
Strevell,
Underwood,
Van Dorston,
Voria,
Washburn,
Woodard.

So the amendment was lost.

Mr. Starne offered the following amendment; which was adopted:

Strike out tenth sub-division of section 2 and insert: "All property which may be used exclusively for agricultural and horticultural societies."

Mr. Whiting offered the following amendment:

Amend section 30, clause 2d, by adding, "giving the names of such banks, bankers, brokers, or others, with the amounts held by each, and the date of such deposits."

Mr. Fuller moved to close debate on the pending amendment.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 9
Nays..... 24

Those voting in the affirmative are,

Messrs. Alexander,
Boyd,
Daggett,

Messrs. Early,
Fuller,
Harlan,

Messrs. Nicholson,
Senter,
Voria.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Bowman,
Crawford,
Dore,
Eddy,
Edsall,
Holcomb,

Messrs. Landrigan,
Lanning,
Marsh,
McNulta,
Pierce,
Richardson,
Solomon,
Starne,

Messrs. Strevell,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Woodard.

So the amendment was lost.

On motion of Mr. Richardson,

Debate on the pending amendment was ordered closed.

The question being on the amendment,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 6
Nays..... 26

Those voting in the affirmative are,

Messrs. Anderson,
Landrigan,

Messrs. Solomon,
Vaughan,

Messrs. Washburn,
Whiting.

Those voting in the negative are,

Messrs. Alexander,
Allen,
Bowman,
Boyd,
Crawford,
Daggett,
Dore,
Early,
Eddy,

Messrs. Edsall,
Fuller,
Harlan,
Holcomb,
Lanning,
Marsh,
McNulta,
Pierce,
Richardson,

Messrs. Senter,
Starne,
Strevell,
Underwood,
Van Derston,
Voris,
Wilkinson,
Woodard.

So the amendment was lost.

Mr. Washburn offered the following amendment; which was adopted:

Add at the end of section 97 the following: "If the county board of any county shall find the aggregate assessment of the county is too high or too low, or is generally so unequal as to render it impracticable to equalize such assessment fairly, they may set aside the assessment of the whole county or of any township or townships therein, and order a new assessment with instructions to the assessors to increase or diminish the aggregate assessment of such county or township, as the case may be, by such an amount as said board may deem right and just in the premises, and consistent with this act."

On motion of Mr. Harlan,

The previous question was ordered.

The bill (Senate bill No. 382) was ordered engrossed and printed for a third reading.

Mr. Eddy, from the joint committee on enrolled bills, reports having laid before the Governor, on the 27th day of January, A. D. 1872, enrolled bills of the following titles, to wit:

House bill, No. 650, for "An act to make an appropriation to pay for fitting up the Hall of the House of Representatives and the Senate Chamber for the use of the General Assembly."

House bill, No. 592, for "An act to create an additional term of the circuit court in Jackson county, and to fix the times of holding the circuit court in the several counties composing the 3d judicial circuit."

Mr. Pierce, from the committee on finance, to which was referred House bill, No. 196, for "An act to allow Walter B. Caswell the sum of one hundred and sixteen dollars and sixty-seven cents, and interest on the same at ten per cent. per annum, from July 1, 1867," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill Ordered to a second reading.

Mr. Alexander introduced

Senate bill, No. 403, for "An act to provide for the copying of old or damaged public record books."

Which was read at large a first time, and
Ordered to a second reading.

At 11:40 o'clock A. M.,

On motion of Mr. Bowman,
The Senate adjourned until 10 o'clock A. M., on Monday next.

MONDAY, JANUARY 29, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Pierce.

The journal of Saturday was being read, when,

On motion of Mr. Carter,

The further reading of the same was dispensed with.

On motion of Mr. Allen,

Leave of absence was granted Mr. Lanning until to-morrow.

On motion of Mr. Early,

Leave of absence was granted Mr. Dore until to-morrow.

On motion of Mr. Pierce,

Leave of absence was granted Mr. Daggett until to-morrow.

On motion of Mr. Bowman,

Leave of absence was granted Mr. Langley until to-morrow.

The roll of the Senate was then called, when

The following Senators (34) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,

Messrs. Edsall,
Epler,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Landrigan,
Lanning,

Messrs. Little,
Marsh,
Pierce,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Vaughan,
Washburn,
Whiting.

On motion of Mr. Edsall,

A call of the Senate was ordered, when

The following Senators (29) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Early,
Eddy,

Messrs. Edsall,
Epler,
Fuller,
Hampton,
Harlan,
Holcomb,
Landrigan,
Marsh,
Pierce,
Senter,

Messrs. Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Whiting,
Wilkinson.

On motion of Mr. Carter,

Further proceeding under the call were dispensed with,

Mr. Boyd, from the committee on judiciary, to which was referred House bill, No. 248, for "An act in regard to garnishment," reported the same back with amendments, and recommended their adoption.

The report of the committee was concurred in, and the bill
Ordered to a third reading.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 275, for "An act to secure to all persons freedom in the selection of an occupation, profession or employment," reported the same back and recommended it lie on the table and be printed.

The report of the committee was concurred in, and the bill
Ordered to lie on the table, and be printed.

Mr. Wilkinson, from the committee on counties and township organization, to which was referred Senate bill, No. 360, for "An act giving county boards control of county convicts, and to provide work houses for, and the employment of such convicts," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered engrossed and printed for a third reading.

On motion of Mr. Whiting,

Senate bill, No. 328, for "An act concerning county superintendents of schools," was made the special order for Tuesday, January 31, 1872, at 3 o'clock P. M.

Senate bill, No. 99, for "An act concerning conveyances,"

Was taken up and read at large a third time.

Mr. Epler moved to refer it to the committee on the judiciary; which motion was lost.

On motion of Mr. Washburn,

The bill was referred to a special committee of three.

The President appointed as such committee, Senators Washburn, Underwood and Edsall.

A message from the House of Representatives, by Mr. Reece.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

WHEREAS, by an act of Congress of the United States, approved September 20th, A. D. 1850, entitled "An act granting the right of way and making a grant of land to the States of Illinois, Mississippi and Alabama, in aid of the construction of a railroad from Chicago to Mobile," certain lands were granted to the State of Illinois for the purpose of aiding in building a railroad from a point at or near the mouth of the Ohio river to the city of Chicago, and to Dubuque in the State of Iowa, with a condition inserted in said act that if said railroad shall not be completed within ten years, the said State of Illinois shall be bound to pay to the United States the amount which may be received upon the sale of any part of said lands by said State, and the title to the residue (not sold) of said lands shall re-invest in the United States; and whereas it was further enacted by section seven of said act, "That in order to aid in the construction of said central railroad from the mouth of the Ohio river to the city of Mobile, all the rights, privileges and liabilities hereinafter conferred on the State of Illinois shall be granted to the States of Alabama and Mississippi, respectively, for the purpose of aiding in the construction of a railroad from said city of Mobile to a point near the mouth of the Ohio river, and that public lands of the United States to the same extent, in proportion to the length of the road, on the same terms, limitations and restrictions, in every respect, shall be and is hereby granted to said States of Alabama

and Mississippi, respectively;" and whereas, although that portion of said Chicago and Mobile railroad within the State of Illinois was completed within six years after the passage of said act, and has been since and is now maintained and operated, and a large part of said railroad between the Ohio river and Mobile has also been completed and is now operated, but a portion South of the Ohio river for 20 miles or more has never been constructed, and the road, therefore, from Chicago to Mobile has never been completed, and the purposes of said act of Congress, therefore, never answered and its conditions never complied with; therefore, be it

Resolved by the Senate, the House of Representatives concurring herein, That our Representatives and Senators in Congress be requested to use their best exertions to have the aims and purposes of said act carried out at the earliest possible period.

Senate bill, No. 307, for "An act to fix the salaries of Governor, Lieutenant Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Superintendent of Public Instruction, Attorney General, and Adjutant General,"

Was taken up, read at large a third time, and,

On motion of Mr. Crawford,

Referred to the committee on judiciary.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bills of the following titles, to-wit:

Senate bill, No. 368, for "An act relating to savings banks and institutions for savings,"

Senate bill, No. 372, for "An act relative to the Illinois and Michigan Canal, and the powers and duties of the Canal Commissioners."

Senate bill, No. 376, for "An act relating to the election, duties and compensation of assessors and collectors in cities and villages in certain counties under township organization,"

Was taken up, read at large a third time, and,

On motion of Mr. Underwood,

Made the special order for 3 P. M. to day.

Senate bill, No. 385, for "An act to prescribe the amount of service, and fix the pay of police commissioners, and to provide for the trial and removal of or discharge of officers, or policemen, from the police force, in counties containing more than three hundred thousand inhabitants,"

Was taken up, read at large a third time, and

Placed among the files for third reading.

Senate bill, No. 403, for "An act to provide for the copying of old or damaged public record books,"

Was taken up, read at large a second time, and,

On motion of Mr. Alexander,

Referred to the committee on counties and township organization.

On motion of Mr. Fuller,

The Senate then took up House bills on first reading.

House bill, No. 558, for "An act providing for the publication and distribution of the fifth volume of the report of the State Geologist, and to fix the amount of his salary until the publication of the sixth and final volume of said report,"

Was taken up, read at large a first time, and

Ordered to a second reading.

On motion of Mr. Eddy,

Referred to the committee on geology and science.

House bill, No. 596, for "An act to authorize the formation of corporation, for the investment of money on real and personal property in this State,"

Was taken up, read at large a first time, and
Ordered to a second reading.

On motion of Mr. Carter,
Referred to the committee on corporations.

At 12:04 o'clock P. M.,

On motion of Mr. Van Dorston,
The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

On motion of Mr. Eddy,
A call of the Senate was ordered, when

The following Senators (26) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Early,

Messrs. Eddy,
Edsall,
Epler,
Fuller,
Harlan,
Landrigan,
Marsh,
Pierce,
Senter,

Messrs. Solomon,
Starna,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Wilkinson.

On motion of Mr. Eddy,

Further proceedings under the call were dispensed with.

The President then announced the special order for the consideration of Senate bill No. 376.

On motion of Mr. Boyd,

The bill (Senate bill No. 376) was then referred to the committee on revenue.

Mr. Washburn, from the special committee, to which was referred Senate bill, No. 99, for "An act concerning conveyances," reported the same back with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to be engrossed and printed for third reading.

House bill, No. 453, for "An act to repeal 'an act to provide for the election of additional supervisors in the county therein named,' approved March 29th, 1869, and 'an act supplementary thereto,' approved March 30th, 1869,"

Was taken up, read at large a first time, and

Ordered to a second reading.

House bill, No. 309, for "An act to enable any city, incorporated town, or incorporated village in this State, to change its name,"

Was taken up, read at large a first time, and

Ordered to a second reading.

On motion of Mr. Fuller,
Referred to the committee on judiciary,

The House resolution received this morning, concerning the grant of right of way and grant of lands to the States of Illinois, Mississippi and Alabama, for the purpose of constructing a railroad from Chicago to Mobile, Alabama, was taken up, and the resolution was concurred in by the Senate.

The following resolution of Mr. Epler, offered on the 28th day of November, 1871, was then taken up, and referred to the committee on military affairs:

WHEREAS the defalcation of many of the pension agents, and the loss by fire at Chicago of all records of pensioners of northern Illinois, and many thousands [residing in] other States, with the trouble, expense and delay now caused pensioners by the present system, has fully demonstrated that there should be some change in the manner of paying pensions; therefore, be it

Resolved, That our Senators and Representatives in Congress be instructed to urge the passage of a law abolishing the present system of payment, and providing for payment of pensions by postmasters at each county seat.

The following resolution offered by Mr. Lanning on the 12th December, 1871, was then taken up, and,

On motion of Mr. Edsall,

Laid on the table until the 4th day of July, 1873:

Resolved, That the Secretary in calling the roll of Senators in the mornings shall also call the President of the Senate, and all the officers and employees of the Senate, and note the absence of all who may be absent without leave.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 386, for "An act to enforce the provisions of section 20, article V, of the constitution," reported the same back and recommended it be laid on the table.

The report of the committee was concurred in, and the bill

Ordered to lie upon the table.

Mr Underwood, from the judiciary committee, introduced Senate bill, No. 404, for "An act to provide for the keeping and reporting of accounts of receipts and disbursements of public institutions, owned, controlled or aided by the State, including the State Agricultural and Horticultural Societies; for punishment for neglect of duty, and for the filling of vacancies upon removal from office."

Which was read at large a first time, and

Ordered to a second reading, and printed.

At 3:55 o'clock P. M.,

On motion of Mr. Alexander,

The Senate adjourned until 10 o'clock to-morrow morning.

TUESDAY, JANUARY 30, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Pierce.

The journal of yesterday was being read, when,

On motion of Mr. Pierce,

The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (37) answered to their names:

Messrs. Alexander,	Messrs. Fuller,	Messrs. Richardson,
Allen,	Harlan,	Senter,
Anderson,	Holcomb,	Solomon,
Bangs,	Jackson,	Starne,
Bowman,	Landrigan,	Underwood,
Boyd,	Langley,	Van Dorsten,
Bush,	Lanning,	Vaughan,
Carter,	Little,	Washburn,
Crawford,	Marsh,	Whiting,
Dore,	McNulta,	Wilkinson,
Early,	Nicholson,	Williams,
Eddy,	Pierce,	Woodard.
Edsall,		

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 131, for "An act to regulate interest on deposits, and to prevent evasions of the statutes against usury," reported the same back and recommended that it be laid on the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

Mr. Crawford, from the committee on finance, to which was referred a resolution relating to the payment of certain coupons destroyed by fire in the city of New York, in July, 1845," reported the same back, and recommended it be laid on the table.

The report of the committee was concurred in, and the resolution
Ordered to lie upon the table.

Mr. Crawford, from the committee on finance, to which was referred a petition relating to repairing the old State house," reported the same back, and recommended it be laid on the table until the 4th of July, 1872.

The report of the committee was concurred in, and the petition
Ordered to lie upon the table until the 4th of July, 1872.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred House bill, No. 27, for "An act to prevent male animals from running at large and for their restraint," reported the same back and recommended it be read a second time.

The report of the committee was concurred in, and the bill
Ordered to a second reading, read at large a second time, and
Ordered to a third reading.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred Senate bill, No. 392, for "An act to appropriate moneys to the Illinois State Horticultural Society," reported the same back, by substitute, and recommended the adoption of the same.

On motion of Mr. Whiting,

The bill was referred to the committee on agriculture and drainage.

On motion of Mr. Nicholson,

The vote whereby House bill No. 27 was ordered to a third reading, was reconsidered.

On motion of Mr. Underwood,

Section 5 of the bill (House bill No. 27) was stricken out.

The bill was then ordered to a third reading.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 229, for "An act to increase the jurisdiction of county courts," reported the same back with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and,

On motion of Mr. Crawford,

The bill was ordered to lie on the table, and 250 copies of the amendments printed.

Mr. McNulta then offered the following resolution ; which laid over under the rule :

Resolved, That the committee on the judiciary, to whom were referred the two messages of his Excellency the Governor, on the use of United States troops in the city of Chicago, and also a resolution pertaining to the same subject, be requested to report their action or conclusion thereon, or the conclusions of the members of that committee, on or before Thursday next.

Mr. Bangs introduced

Senate bill, No. 405, for "An act providing for the removal and consolidation of institutions of learning."

Which was read at large a first time, and

Ordered to a second reading.

Referred to the committee on education.

At 11 A. M., the President announced the special order, being the consideration of Senate bill No. 37.

On motion of Mr. Langley,

The special order was postponed until 3 o'clock P. M.

Mr. Langley introduced

Senate bill, No. 406, for "An act to enable the board of supervisors or county commissioners' court to levy a tax not exceeding three mills upon the one hundred dollars valuation, to aid county agricultural societies."

Which was read at large a first time, and

Referred to the committee on agriculture and drainage.

Mr. Langley introduced

Senate bill, No. 407, for "An act to provide for the preservation of records of titles to real estate in this State, and to appoint a custodian thereof."

Which was read at large a first time, and

Referred to the committee on fees and salaries.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit :

Senate bill, No. 250, for "An act to secure equality of assessment in school districts," with an amendment to the title.

In the adoption of which amendment I am instructed to ask the concurrence of the Senate.

On motion of Mr. McNulta,

Senate bill, No. 216, for "An act concerning corporations and for the regulation of the managers, agents and officers thereof,"

Was taken up and read at large a second time.

Mr. Edsall offered the following amendment:

Amend Senate bill 216, as follows: "Strike out of section 4 all of the lines numbered from three to six inclusive, in printed bill."

On motion of Mr. Underwood,

The bill (Senate bill No. 216) and amendment was referred to the committee on corporations.

On motion of Mr. Kerr,

The Senate, at 12:35 o'clock P. M., adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

The President announced the special order, being the consideration of Senate bill, No. 328, for "An act concerning county superintendents of schools."

The special order was then taken up.

The question being upon concurring with the committee on education, in the adoption of the amendments reported by them, January 11, 1872,

On motion of Mr. Whiting,

The further consideration of the bill (Senate bill No. 328) was postponed to, and made the special order for Wednesday, January 31st, at 3 o'clock P. M., and continued as such until disposed of.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bills of the following titles, to-wit:

Senate bill, No. 360, for "An act giving county boards control of county convicts, and to provide workhouses for, and the employment of such convicts."

Senate bill, No. 382, for "An act for the assessment of property, and for the levy and collection of taxes."

Mr. Underwood obtained leave of absence for Mr. Flagg until Thursday next.

Mr. McNulta obtained leave of absence for Mr. Donahue until Monday next.

Senate bill, No. 382, for "An act of the assessment of property, and for the levy and collection of taxes," was then taken up, and,

Pending the reading of the same a third time,

On motion of Mr. Edsall,

A call of the Senate was ordered, when

The following Senators (29) answered to their names:

Messrs. Alexander,
Allen,
Carter,
Crawford,
Dore,
Early,
Eddy,
Edsall,
Hampton,
Harlan,

Messrs. Landrigan,
Langley,
Lanning,
Marsh,
McNulta,
Nicholson,
Pierce,
Richardson,
Senter,
Solomon,

Messrs. Starnes,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

On motion of Mr. Eddy,

or proceedings under the call were dispensed with.

The reading at large a third time of the bill (Senate bill No. 382) was then resumed.

And pending the same,

Mr. Anderson, from the committee on military affairs, to which was referred the following resolution, reported the same back and recommended its adoption :

WHEREAS, The defalcation of many of the pension agents, and the loss by fire at Chicago, of all records of pensioners of Northern Illinois, as well as those of other States, with the trouble, expense and delay now caused pensioners by the present system, has fully demonstrated that there should be some change in the manner of paying pensioners ; therefore, be it

Resolved, That our Senators and Representatives in Congress be requested to urge the passage of a law abolishing the present system of payment, and providing for payment of pensioners by postmasters at each county seat.

The resolution was adopted.

On motion of Mr. Fuller,

Senate bill No. 354 was taken up, and

Referred to the committee on railroads and warehouses.

Mr. Kerr, from the committee on military affairs, reported back the following resolution, and recommended it be laid on the table.

Resolved by the House of Representatives, the Senate concurring herein, That our Senators in Congress are instructed, and our Representatives are requested, to use all honorable means to procure the passage of a law, giving each soldier and seaman, who served in the army of the United States during the late rebellion, and who was honorably discharged, or in case of the death of such soldier or seaman, then to their legal heirs, one hundred and sixty acres of land, to be selected out of any lands subject to private entry, without subjecting said soldier, seaman or their heirs to settle thereon, or any other conditions that would work a hardship on such soldiers, seamen or their heirs.

Resolved, That a copy of this resolution be sent to each of our Senators and Representatives in Congress.

Report of the committee concurred in.

On motion of Mr. Pierce,

House bill, No. 453, was taken up and referred to Mr. Nicholson.

At 5:30 o'clock P. M.,

On motion of Mr. Van Doren,

The Senate adjourned until 10 o'clock to-morrow morning.

WEDNESDAY, JANUARY 31, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Crane.

The journal of yesterday was being read, when,

On motion of Mr. Nicholson,

The further reading of the same was dispensed with.

On motion of Mr. Washburn,

Leave of absence was granted Mr. Holcomb until to-morrow morning.

On motion of Mr. Whiting,

Leave of absence was granted Mr. Strevell until Monday next.

The roll of the Senate was then called, when

The following Senators (48) answered to their names:

Messrs. Alexander,	Messrs. Flagg,	Messrs. Richardson,
Allen,	Fuller,	Senter,
Anderson,	Hampton,	Solomon,
Banga,	Harlan,	Starne,
Bowman,	Holcomb,	Strevell,
Boyd,	Hunter,	Underwood,
Bush,	Landrigan,	Van Dorston,
Carter,	Langley,	Vaughan,
Crawford,	Lanning,	Voris,
Daggett,	Marsh,	Washburn,
Donahue,	McNulta,	Whiting,
Dore,	Nicholson,	Wilkinson,
Early,	Pierce,	Williams,
Eddy,	Reddick,	Woodard.
Edsall,		

The President presented a petition from F. Afton, relating to the encouraging of building public halls, &c., which was

Referred to the committee on counties and township organization.

Mr. Edsall moved that a committee of three be appointed, by the President of the Senate, to inquire into the ventilation of the Senate chamber.

The President appointed Messrs. Dore, Richardson and Daggett as such committee.

The special order for the consideration of Senate bill No. 382, was then taken up, and the reading of the same at large a third time was then resumed, and the bill read at large a third time.

Mr. Harlan moved the previous question.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....21
Nays.....16

Those voting in the affirmative are,

Messrs. Bowman,	Messrs. Harlan,	Messrs. Senter,
Boyd,	Kerr,	Solomon,
Carter,	Langley,	Starne,
Crawford,	Marsh,	Underwood,
Daggett,	McNulta,	Van Dorston,
Early,	Nicholson,	Voris,
Fuller,	Pierce,	Woodard.

Those voting in the negative are,

Messrs. Alexander,	Messrs. Edsall,	Messrs. Vaughan,
Allen,	Hampton,	Washburn,
Anderson,	Landrigan,	Whiting,
Banga,	Reddick,	Wilkinson,
Dore,	Richardson,	Williams.
Eddy,		

So the previous question was ordered.

Senate bill, No. 382, for "An act for the assessment of property, and for the levy and collection of taxes,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 31
Nays..... 8

Those voting in the affirmative are,

Messrs. Allen,
Bangs,
Bowman,
Boyd,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,
Edsall,

Messrs. Fuller,
Harlan,
Hunter,
Kerr,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starne,
Underwood,
Van Dorston,
Voris,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Anderson,
Bush,

Messrs. Hampton,
Landrigan,
Vaughan,

Messrs. Washburn,
Whiting.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 563, for "An act to authorize cities, incorporated towns and townships to establish and maintain free public libraries and reading rooms."

In the passage of which I am instructed to ask the concurrence of the Senate.

Mr. Dore introduced

Senate bill, No. 408, for "An act to authorize the State Treasurer to surrender securities heretofore deposited by life insurance companies."

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on insurance.

On motion of Mr. Kerr,

House bill, No. 563, for "An act to authorize cities, incorporated towns and townships to establish and maintain free public libraries reading rooms,"

Was taken up, read at large a first time, and

Ordered to a second reading, and

Referred to the committee on municipalities.

Mr. Bush asked and obtained leave to record his vote on the passage of Senate bill No. 382, and voted in the negative.

Mr. Van Dorston, from the committee on revenue, to which was referred Senate bill, No. 376, for "An act relating to the election, duties and compensation of assessors and collectors in cities and villages in certain counties under township organization," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to be engrossed and printed for a third reading.

Mr. Pierce, from the committee on railroads and warehouses, to which was referred Senate bill, No. 354, for "An act to provide for the registration of bonds issued to railroad companies of this State,

Messrs. Boyd and Bush voted in the negative.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 279, for "An act to enable towns, cities and villages to acquire and maintain public parks and drives,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 29
Nays 4

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Edsall,	Messrs. Reddick,
Anderson,	Hampton,	Richardson,
Bowman,	Harlan,	Senter,
Boyd,	Hunter,	Solomon,
Bush,	Kerr,	Underwood,
Carter,	Landrigan,	Vaughan,
Daggett,	Langley,	Voris,
Dore,	Marsh,	Whiting,
Early,	Nicholson,	Woodard,
Eddy,	Pierce,	

Those voting in the negative are,

Messrs. Allen,	Mr. Wilkinson,	Mr. Williams.
Starnes,		

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 317, for "An act to appropriate money to complete the main building of the Illinois Industrial University, and to provide for heating the same,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas. 22
Nays. 10

Those voting in the affirmative are,

Messrs. Bangs,	Messrs. Hunter,	Messrs. Richardson,
Bowman,	Kerr,	Senter,
Carter,	Langley,	Underwood,
Daggett,	Marsh,	Vaughan,
Early,	McNulta,	Voris,
Eddy,	Nicholson,	Whiting,
Fuller,	Reddick,	Woodard,
Hampton,		

Those voting in the negative are,

Messrs. Alexander,	Messrs. Harlan,	Messrs. Starnes,
Allen,	Lanning,	Wilkinson,
Bush,	Solomon,	Williams.
Dore,		

Mr. Dore entered a motion to reconsider the vote whereby Senate bill No. 317 was lost.

Senate bill, No. 381, for "An act to attach the county of Ford to the twentieth judicial circuit, and fix the times of holding terms of court therein," was taken up.

On motion of Mr. Langley,

The bill was referred to the committee on the judiciary.

Senate bill, No. 271, for "An act to make an appropriation to George W. Chatterton, for printing paper furnished the 26th General Assembly,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 32
Nays..... 3

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Banga,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Dore,
Early,
Edsall,

Messrs. Fuller,
Hampton,
Harlan,
Hunter,
Kerr,
Langley,
Lanning,
McNulta,
Nicholson,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starne,
Underwood,
Van Dorston,
Vaughan,
Voris,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Mr. Anderson,

Mr. Bowman,

Mr. Whiting.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

At 12:10 o'clock P. M.,

On motion of Mr. Boyd,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 292, for "An act to provide for the re-assessment and taxation of property where the records of assessment have been lost or destroyed, and to authorize the re-assessment or abatement of taxes in certain cases," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered engrossed for a third reading.

On motion of Mr. Whiting,

The special order for the consideration of Senate bill No. 328 was postponed ten minutes.

Mr. Lanning, from the committee on penal institutions, to which was referred Senate bill, No. 391, for "An act to allow convicts in the penitentiary a credit in diminution of their sentence, and for their being restored to citizenship, upon certain conditions," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to be engrossed and printed for a third reading.

Senate bill, No. 346, for "An act to provide for the election of a recorder of deeds in counties having sixty thousand and more inhabitants,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 36
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Dore,
Early,

Messrs. Eddy,
Fuller,
Hampton,
Harlan,
Hunter,
Kerr,
Landrigan,
Langley,
Lanning,
McNulta,
Nicholson,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starnes,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Williams,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. Whiting,

The special order, for the consideration of Senate bill No. 398, was postponed again: 10 minutes.

Senate bill, No. 389, for "An act to authorize the assessment of property, and the levy and collection of taxes in municipal corporations, when the assessment roll has been lost or destroyed,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 38
Nays 00

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,

Messrs. Edsall,
Fuller,
Landrigan,
Harlan,
Hunter,
Kerr,
Landrigan,
Langley,
Lanning,
Marsh,
McNulta,
Nicholson,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starnes,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Williams,
Woodard.

The bill containing an emergency clause, and having received a two-thirds vote, was declared passed.

Mr. Carter then offered the following amendment to the title of the bill; which was adopted:

Senate bill No. 389, amend title by adding after the word "corporations," the words "and by board of trustees or commissioners."

Ordered that the title be as amended, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

A message from the House of Representatives, by Mr. Reece.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, to-wit:

House bill, No. 607, for "An act concerning the appointment and removal of city officers in all cities in this State, conferring additional powers and duties upon the mayors of such cities, and concerning appropriation bills or ordinances that may be passed in such cities."

House bill, No. 733 for "An act to regulate the time of holding court in the twelfth judicial circuit of this State."

House bill, No. 638, for "An act making an appropriation for the purpose of repairing and enlarging the supreme court houses at Mt. Vernon, and Ottawa, Illinois."

In the passage of which I am instructed to ask the concurrence of the Senate.

House bill, No. 316, for "An act to provide for referees in common law causes,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 37
Nays..... 1

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,
Edsall,

Messrs. Fuller,
Hampton,
Harlan,
Hunter,
Kerr,
Landrigan,
Langley,
Lanning,
Marsh,
McNulta,
Nicholson,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starnes,
Underwood,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Van Dorston voted in the negative.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Eddy offered the following resolution; which was laid over under the rule:

WHEREAS, The committees on public buildings and State charitable institutions, of the Senate and House of Representatives, propose to visit Elgin, on Friday of this week, for the purpose of attending the opening of "The Northern Illinois Asylum for the Insane," at that place. And, whereas, The absence of so large a number will probably leave the respective houses without a quorum, on Friday and Saturday of this week; therefore,

Resolved by the Senate, the House of Representatives concurring herein, That when the respective houses adjourn on Thursday, they stand adjourned until ten o'clock A. M. of Monday next.

House bill, No. 733, for "An act to regulate the time of holding court in the 12th judicial circuit of this State,"

Was taken up, read at large a first time, and

Ordered to a second reading.

On motion of Mr. Landrigan,
Referred to the committee on judiciary.

The special order for the consideration of Senate bill No. 328 was then taken up.

The question being upon concurring with the committee on education in the adoption of the amendments to the bill reported by them, January 11th, 1872,

Mr. VanDorston then offered the following amendment to the report of the committee :

Amend by striking out of sixteenth line, in section 2 as amended, in printed bill, the words "The Board of Education," and insert "The Superintendent of Public Instruction."

On motion of Mr. Richardson,

The previous question was ordered, and

Mr. VanDorston's amendment was lost.

The question then being upon concurring with the committee, in the adoption of their report,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 2
Nays.....29

Messrs. Whiting and Woodard voted in the affirmative.

Those voting in the negative are,

Messrs. Anderson,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Dora,
Eddy,
Fuller,

Messrs. Hampton,
Harlan,
Hunter,
Kerr,
Landrigan,
Langley,
Lanning,
McNulta,
Nicholson,
Reddick,

Messrs. Richardson,
Solomon,
Starne,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Wilkinson,
Williams.

So the Senate refused to concur.

The question then being on ordering the bill (Senate bill No. 328) to be engrossed and printed for a third reading,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 5
Nays..... 26

Those voting in the affirmative are,

Messrs. Eddy,
McNulta,

Messrs. Vaughan,
Williams,

Mr. Woodard.

Those voting in the negative are,

Messrs. Anderson,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Dora,
Fuller,

Messrs. Hampton,
Harlan,
Hunter,
Kerr,
Landrigan,
Lanning,
Langley,
Nicholson,
Reddick,

Messrs. Richardson,
Solomon,
Starne,
Underwood,
Van Dorston,
Washburn,
Whiting,
Wilkinson.

So the Senate refused to order the bill engrossed and printed for a third reading.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bills of the following titles, to-wit:

Senate bill, No. 339, for "An act to provide for the permanent survey of townships."

Senate bill, No. 376, for "An act relating to the election, duties and compensation of assessors and collectors in cities in certain counties under township organization."

Mr. Boyd, from the committee on judiciary, to which was referred House bill, No. 733, for "An act to regulate the time of holding court in the 12th judicial circuit of this State," reported the same back with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and

The bill was placed on file for a second reading.

Mr. Dore entered a motion to reconsider the vote whereby the Senate refused to order Senate bill No. 328 engrossed and printed for a third reading.

Mr. Fuller moved to lay Mr. Dore's motion on the table.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 14
Nays..... 17

Those voting in the affirmative are,

Messrs. Anderson,
Bowman,
Boyd,
Bush,
Fuller,

Messrs. Harlan,
Hunter,
Kerr,
Langley,
Nicholson,

Messrs. Solomon,
Starne,
Underwood,
Washburn.

Those voting in the negative are,

Messrs. Carter,
Crawford,
Daggett,
Dore,
Eddy,
Hampton,

Messrs. Landrigan,
Lanning,
McNulta,
Reddick,
Richardson,
Van Dorston,

Messrs. Vaughan,
Whiting,
Wilkinson,
Williams,
Woodard.

So the motion was lost.

Mr. Hampton obtained leave of absence for Mr. Senter until Tuesday next.

Mr. Bush obtained leave of absence for Mr. Allen, on account of sickness, until next week.

Mr. Edsall obtained leave of absence until Tuesday next.

At 5:45 o'clock P. M.,

On motion of Mr. Eddy,

The Senate adjourned until 10 o'clock to-morrow.

THURSDAY, FEBRUARY 1, 1872.

Senate met, pursuant to adjournment.

Prayer by the Rev. Mr. Hale.

The journal of Saturday was being read, when,

On motion of Mr. Eddy,

The further reading of the same was dispensed with.

Mr. Eddy obtained leave of absence for Mr. Pierce until Monday next.

Mr. Bowman obtained leave of absence for Mr. Kerr until Monday next.

Mr. Reddick obtained leave of absence for Mr. Paddock, Assistant Secretary of the Senate, until Monday next.

Mr. Hunter obtained leave of absence for Mr. Harlan until Monday next.

The roll of the Senate was then called, when

The following Senators (41) answered to their names:

Messrs.	Fuller,	Messrs.
Alexander,	Hampton,	Richardson,
Allen,	Harlan,	Senter,
Anderson,	Holcomb,	Solomon,
Bowman,	Hunter,	Starne,
Boyd,	Jackson,	Strevell,
Bush,	Kerr,	Underwood,
Carter,	Landrigan,	Van Dorston,
Crawford,	Langley,	Vaughan,
Daggett,	Lanning,	Washburn,
Donahue,	Marsh,	Whiting,
Early,	Nicholson,	Wilkinson.
Eddy,	Pierce,	Williams,
Edsall,	Reddick,	Woodard.
Flagg,		

Mr. Fuller, from the committee on railroads and warehouses, introduced

Senate bill, No. 409, for "An act in regard to fencing railroads and to secure the safety of persons and property in the making up of trains and the management and running of cars."

Which was read at large a first time, and,

Ordered to a second reading, and,

On motion of Mr. Fuller,

Laid on the table and 500 copies ordered printed.

Mr. Eddy, from the committee on counties and township organization, to which was referred Senate bill, No. 403, for "An act to provide for the copying of old or damaged public record books," reported the same back with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered engrossed and printed for a third reading.

Mr. Underwood, from the committee on municipalities, to which was referred House bill, No. 563, for "An act to authorize cities, incorporated towns and townships to establish and maintain free public

libraries and reading rooms," reported the same back with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill placed among the files for a second reading.

Mr. Van Dorston, from the committee on revenue, to which was referred Senate bill, No. 303, for "An act to provide for the collection of revenue and for the sale of real estate for non-payment of taxes or special assessments for State, county, municipal and other purposes," reported the same back and recommended it be laid on the table.

The report of the committee was concurred in, and the bill Ordered to lie upon the table.

Mr. Van Dorston, from the committee on revenue, introduced Senate bill, No. 410, for "An act to provide for the collection of revenue and for the sale of real estate for non-payment of taxes, or special assessments for State, county, municipal or other purposes."

Which was read at large a first time, and

Ordered to a second reading, and

On motion of Mr. Van Dorston,

Was laid on the table and 500 copies ordered printed.

The resolution of yesterday offered by Mr. Eddy, relating to adjourning until Monday next, was then taken up.

The question being on the adoption of the resolution,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 18
Nays 17

Those voting in the affirmative are,

Messrs. Alexander,
Bowman,
Carter,
Daggett,
Dore,
Early,

Messrs. Eddy,
Epler,
Flagg,
Fuller,
Holcomb,
Hunter,

Messrs. Lanning,
Marsh,
McNulta,
Nicholson,
Underwood,
Vaughan.

Those voting in the negative are,

Messrs. Anderson,
Boyd,
Bush,
Crawford,
Hampton,
Landrigan,

Messrs. Langley,
Reddick,
Richardson,
Solomon,
Starne,
Strevell,

Messrs. Van Dorston,
Washburn,
Whiting,
Williams,
Woodard.

So the the resolution was adopted.

Mr. Epler introduced

Senate bill, No. 411, for "An act to fix the times of holding courts in the first judicial circuit."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Vaughan introduced

Senate bill, No. 412, for "An act to establish reasonable maximum rates of charges for the transportation of freight on the different railroads in this State."

Pending the reading of the same,

On motion of Mr. Nicholson,

A call of the Senate was ordered.

Mr. Strevell moved further proceedings under the call be dispensed with; which was lost.

The following Senators (22) answered to their names:

Messrs. Alexander,
Anderson,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,

Messrs. Epler,
Flagg,
Fuller,
Holcomb,
Hunter,
Landrigan,
Langley,
Lanning,
Marsh,
McNulta,

Messrs. Nicholson,
Reddick,
Richardson,
Solomon,
Starne,
Strevell,
Underwood,
Vaughan,
Washburn,
Woodard.

On motion of Mr. Eddy,

Further proceedings under the call were dispensed with.

The bill was then read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. Vaughan,
500 copies ordered printed.

On motion of Mr. Bush,

Senate bill No. 250 was taken up.

And the question being upon concurring with the House in the adoption of the following amendment to the title of the bill:

Amend the title so as to read, "Special school districts."

The Senate concurred in the adoption of the same.

House bill, No. 656, for "An act making appropriation for the payment of the indebtedness of the Soldiers' Orphans' Home,"

Was taken up, and,

On motion of Mr. McNulta,

Referred to the committee on finance.

Senate bill, No. 413, for "An act regulating the sale of illuminating oils made from petroleum,"

Was taken up, read at large a first time, and

Ordered to a second reading.

Mr. Richardson then offered the following resolution; which was adopted:

Resolved, That chairman committee on ventilation be and is hereby authorized to cause registers to be replaced in the ceiling of this chamber, and to procure a suitable vessel for the evaporation of water, and that they have power to send for all persons and papers (and swear witnesses) necessary to find out what is the matter with the heating apparatus.

A message from the House of Representatives, by Mr. Reece.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to wit:

House bill, No. 663, for "An act to amend 'a general act of incorporation of agricultural and horticultural societies and associations for improving the breed of domestic animals,' approved Feb. 15, 1855."

In the passage of which I am instructed to ask the concurrence of the Senate.

At 12:30 o'clock P. M.,
On motion of Mr. Crawford,
The Senate adjourned until 2:30 o'clock P. M.

TWO O'CLOCK P. M.

Senate met, pursuant to adjournment.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am instructed to inform the Senate that the House of Representatives has concurred with them in the adoption of the following resolution, to-wit:

WHEREAS the committee on public buildings and state charitable institutions of the Senate and House of Representatives propose to visit Elgin on Friday and Saturday of this week, for the purpose of attending the opening of the Northern Illinois Asylum for the Insane, at that place; and whereas the absence of so large a number will probably leave the respective Houses without a quorum on Friday and Saturday of this week; therefore,

Resolved by the Senate, the House of Representatives concurring herein, That when the respective Houses adjourn on Thursday, they stand adjourned until 10 o'clock A. M., on Monday next.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, viz:

Senate bill, No. 276, for "An act concerning the increase of the jurisdiction of justices of the peace and police magistrates," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed by the House of Representatives to request the Senate to return to the House the following bill, viz:

House bill, No. 607, for "An act concerning the appointment and removal of city officers in all cities in this State, conferring additional powers and duties upon the mayors of such cities, and concerning appropriation bills or ordinances that may be passed in such cities."

The bill, in pursuance to this request, was returned to the House.

Senate bill, No. 276, for "An act to concerning the increase of the jurisdiction of justices of the peace and police magistrates," was taken up, and,

On motion of Mr. Strevell,

Was made the special order for Wednesday, February 7, 1872, at 3 P. M.

House bill, No. 638, for "An act making an appropriation for the purpose of repairing and enlarging the supreme court houses at Mt. Vernon and Ottawa, Illinois,"

Was taken up, read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. Anderson,

Referred to the committee on finance.

House bill, No. 663, for "An act to amend 'a general act of incorporation of agricultural and horticultural societies and associations for improving the breeds of domestic animals,' approved Feb. 15, 1855,"

Was taken up, read at large a first time, and

Ordered to a second reading.

Mr. Crawford, from the committee on finance, to which was referred House bill, No. 656, for "An act making appropriation for the payment of the indebtedness of the Soldiers' Orphans' Home," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to a third reading, and 250 copies of the amendments ordered printed.

House bill, No. 249, for "An act in regard to attachments before justices of the peace,"

Having been printed, was read at large a third time,

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 28
Nays..... 00

Those voting in the affirmative are,

Messrs. Anderson,
Bush,
Carter,
Crawford,
Daggett,
Early,
Eddy,
Flagg,
Fuller,
Hampton,

Messrs. Hunter,
Landrigan,
Langley,
Marsh,
McNulta,
Nicholson,
Reddick,
Richardson,
Solomon,

Messrs. Starne,
Strevel,
Underwood,
Van Dorston,
Vaughan,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

On motion of Mr. Richardson,

A call of the Senate was ordered, when

The following Senators (48) answered to their names:

Messrs. Alexander,
Allen,
Bangs,
Bishop,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevel,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

On motion of Mr. Eddy,

Further proceedings under the call were dispensed with.

Mr. Eddy, from the joint committee on enrolled bills, reports as having been properly enrolled, Senate bill of the following title, to-wit: Senate bill, No. 250, for "An act to secure equality of assessments in special school districts."

House bill, No. 373, for "An act to direct the payment of the tolls and rents received from the Little Wabash river improvement, into the State treasury; to provide for a survey of the Little Wabash river, and legalize certain acts therein named,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 26
Nays 00

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Bush,
Carter,
Crawford,
Daggett,
Early,
Eddy,
Flagg,

Messrs. Fuller,
Hampton,
Holcomb,
Landrigan,
Langley,
Marsh,
McNulta,
Nicholson,
Reddick,

Messrs. Richardson,
Solomon,
Strevell,
Underwood,
Vaughan,
Whiting,
Wilkinson,
Woodard.

Mr. Crawford then offered the following amendment to the title; which was adopted:

Strike out title and insert: A bill for "An act in relation to the Little Wabash River Improvement, and to legalize certain acts of the Canal Commissioners therein named."

Ordered that the title be as amended, that the Seretary inform the House of Representatives thereof, and ask their concurrence therein.

House bill No. 193 was then taxen up, read at large a third time and placed among the files.

Mr. Eddy, chairman, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and on the 1st day of February, 1872, laid before the Governor for his approval, viz:

House bill, No. 316, for "An act to provide for referees in common law cases."

Mr. Eddy, from the joint committee on enrolled bills, reports having laid before the Governor, on the 1st day of February, 1872, enrolled bill of the following title, to-wit:

Senate bill, No. 250, for "An act to secure equality of assessments in special school districts."

House bill No. 223 was then taken up, read at large a third time and placed among the files.

On motion of Mr. Early,

Senate bill, No. 275, for "An act to secure to all persons freedom in the selection of an occupation profession or employment,"

Was taken up and ordered engrossed and printed for a third reading.

Mr. McNulta called up his resolution of January 30, 1872, relating to the military occupation of Chicago.

Mr. Hampton moved to adjourn.

And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas..... 6
Nays..... 20

Those voting in the affirmative are,

Messrs. Alexander,
Hampton,

Messrs. Holcomb,
Hunter,

Messrs. Solomon,
Van Dorston.

Those voting in the negative are,

Messrs. Anderson,
Bowman,
Carter,
Crawford,
Daggett,
Early,
Eddy,

Messrs. Flagg,
Fuller,
Landrigan,
Marsh,
McNulta,
Nicholson,
Reddick,

Messrs. Starne,
Strevell,
Underwood,
Vaughan,
Whiting,
Woodard.

So the Senate refused to adjourn.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bill of the following title, to-wit :

Senate bill, No. 275, for "An act to secure to all persons freedom in the selection of an occupation, profession or employment."

The President announced that hereafter resolutions laid over under the rule should be taken up directly after the presentation of resolutions.

Mr. Hampton moved the previous question.

On motion of Mr. McNulta,

A call of the Senate was ordered, when

The following Senators (35) answered to their names:

Messrs. Alexander,
Anderson,
Bowman,
Carter,
Crawford,
Daggett,
Early,
Eddy,
Flagg,

Messrs. Fuller,
Hampton,
Holcomb,
Hunter,
Landrigan,
Marsh,
McNulta,
Nicholson,

Messrs. Reddick,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Whiting,
Woodard.

Mr. Strevell moved that the Senate adjourn.

And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas..... 7
Nays 17

Those voting in the affirmative are,

Messrs. Carter,
Flagg,
Hunter,

Messrs. Landrigan,
Strevell,

Messrs. Van Dorston,
Vaughan.

Those voting in the negative are,

Messrs. Alexander,
Anderson,
Bowman,
Crawford,
Daggett,
Early,

Messrs. Eddy,
Fuller,
Hampton,
Holcomb,
McNulta,
Nicholson,

Messrs. Reddick,
Starne,
Underwood,
Whiting,
Woodard.

So the Senate refused to adjourn.

Mr. Fuller moved that further proceedings under the call be dispensed with; which was lost.

At 4:32 o'clock P. M.,
 On motion of Mr. Bowman,
 The Senate adjourned.

MONDAY, FEBRUARY 5, 1872.

Senate met, pursuant to adjournment.
 Mr. Starne in the chair.
 Prayer by Rev. Mr. Paynter.
 The journal of Thursday last was being read, when,
 On motion of Mr. Lanning,
 The further reading of the same was dispensed with.
 The roll of the Senate was then called, when

The following Senators (18) answered to their names:

Messrs. Boyd,	Messrs. Jackson,	Messrs. McNulta,
Carter,	Landrigan,	Starne,
Edsall,	Lanning,	Van Dorston,
Holcomb,	Little,	Williams.
Hunter,		

At 10:08 o'clock A. M.,
 On motion of Mr. Holcomb,
 The Senate adjourned until 10 o'clock to-morrow morning.

TUESDAY, FEBRUARY 6, 1872.

Senate met, pursuant to adjournment.
 Senator Starne presiding.
 Prayer by Rev. Mr. Paynter.
 The journal of yesterday was read by the Secretary, and approved by the Senate.
 On motion of Mr. Crawford,
 Leave of absence was granted Mr. Early until to-morrow.
 On motion of Mr. Pierce,
 Leave of absence was granted Mr. Marsh until to-morrow.
 On motion of Mr. Dore,
 Leave of absence was granted Mr. Woodard until to-morrow.
 On motion of Mr. Voris,
 Leave of absence was granted Mr. Fuller until to-morrow.
 On motion of Mr. Holcomb,
 Leave of absence was granted Mr. Washburn until to-morrow.
 On motion of Mr. Kerr,
 Leave of absence was granted Mr. Bangs until Thursday.
 Mr. Nicholson moved that the roll-call be dispensed with; which motion was lost.

The roll of the Senate was then called, when

The following Senators (35) answered to their names:

Messrs. Carter,	Messrs. Hunter,	Messrs. Senter,
Crawford,	Jackson,	Solomon,
Daggett,	Jewett,	Starnes,
Donahue,	Kerr,	Strevell,
Dore,	Landrigan,	Underwood,
Early,	Langley,	Van Dorston,
Eddy,	Lanning,	Vaughan,
Edsall,	Marsh,	Voris,
Fuller,	McNulta,	Washburn,
Hampton,	Nicholson,	Williams,
Harlan,	Pierce,	Woodard.
Holcomb,	Richardson,	

On motion of Mr. Dore,

Leave of absence was granted Mr. Whiting until to-morrow.

On motion of Mr. Van Dorston,

Indefinite leave of absence was granted Mr. Boyd, on account of sickness.

On motion of Mr. Vaughan,

The rules were suspended, and

Senate bill, No. 340, for "An act in regard to roads and bridges,"

Was taken up for consideration.

The question being on the following amendments, reported from the committee:

1st. Amend by striking out all of section 3, after the word "liquors," in 4th line.

2d. Amend by striking out "chapter" and inserting "act," in first line of ninth section, also in first line of section 8.

3d. Amend by adding after the word "petition," in the fourth line of the twentieth section, as follows: "And give evidence to the county board of such posting by the affidavit of the person posting the same."

4th. Amend by striking out the word "is" and inserting the word "are," in line 62 of section 32.

5th. Amend by adding to the end of ninth clause of section 32 as follows: "To prevent thistles, burdock, cockle-burs, mustard, yellow-dock, Indian mallow, jimson weed (*Stramonium durata*) from seeding, and to extirpate the same as far as practicable, and to prevent all rank growth of vegetation in the public highway: *Provided*, that owners and occupants of lands fronting on public roads may seed the same to useful grasses, and enjoy the use of the same, provided such occupancy and use shall not interfere with the proper use of said road or the general laws of the State."

6th. Amend by striking out the words "to the county board in Cook county," in lines four and five, of section 42, and insert "in Cook county, to the county board."

7th. Amend by inserting the word "widened," after the word "altered," in fifth line of fiftieth section.

8th. Amend by inserting after the word "out," in eighth line of 51st section, the word "widened."

9th. Amend by inserting the word "or" after the word "alteration," in first line of section 53. 10th. Amend by striking out the words "or vacation," in second line of section 53. 11th. Amend by in-

serting the word "widening," after the word "relocating," in 15th line of section 53. 12th. Amend by striking out the word "such," and inserting the word "any" in line 20, of section 53.

13th. Amend by striking out the word "such," and inserting the word "any" in line 2, of section 54. 14th. Amend by inserting the word "widening" after the word "altering," in 8th line of section 54.

16th. Amend by inserting the word "widen" after the word "establish," in 3d line of section 55. 16th. Amend by adding after the word "persons," in 8th line of sec. 55, the words "in the manner hereinafter provided." 17th. Amend by adding after the word "damages," in 10th line of section 55, as follows: "The commissioners of highways shall also notify each and every owner of land—if known, and a resident of the county—whose damages are to be assessed, that they will apply to some justice of the peace of the county (giving the time when and place where) to have a jury impaneled to assess such damages. Upon the presentation of such certificate by the commissioners of highways, the justice of the peace shall forthwith name eighteen (18) persons having the qualifications of jurors, and who shall also be freeholders, one-third of whom shall not be residents of the town or road district in which the proposed road is located. The commissioners of highways shall have the right to strike from such list of names the names of six of such persons named; and the owners of the lands whose damages are to be assessed, or their authorized agent or agents, shall also have the right to strike from such list the names of six other persons; and the six persons whose names still remain on said list, shall comprise the jury to assess such damages: *Provided*, that if the commissioners of highways and the owners of lands shall fail to strike from such list the names of twelve persons, the justice of the peace shall select from the names still remaining, the six persons to constitute said jury. At the trial of the case, either party shall have the right of challenge for cause, and for that only; and any deficiency in the number of jurors, from whatever cause, shall be supplied by summoning other persons residing in the township or road district, or in an adjoining township or road district." 18th. Amend by striking out the words "issue a summons to," and insert the word "notify," in 11th line of section 55.

19th. Amend by adding after the word "and," in line 5th, of section 57, as follows: "All parties in interest shall be entitled to subpoenas and other writs or papers, and." 20th. Amend by striking out the word "shall," after the word "trial," in 5th line of section 57. 21st. Amend by striking out the words "a majority of the owners," and insert the words, "or owner," in line 8, of section 57. 22d. Amend by adding after the word "owners," in 26th line of section 57, the words, "as a majority of the commissioners of highways shall determine."

23. Amend by striking out sections 58, 59 and 60, and inserting instead thereof the following sections:

"Sec. 58. The commissioners of highways, or any person aggrieved, may at any time within twenty days after the entering of the verdict of the jury, have the verdict set aside and the cause tried by another jury, but in no event shall an appeal be allowed,

"Sec. 59. When the verdict shall be so set aside, the justice of the peace who entered the same shall fix a time for the second trial not less than five nor more than ten days after the expiration of said twenty days, and shall issue his summons directing a jury to be summoned from some other town in the county not interested in the event of the suit.

"Sec. 60. At the time appointed the jury shall be impaneled and the case tried and verdict and judgment entered in the same manner and with like effect as is provided in the first trial. And the verdict and judgment so entered shall be final and conclusive between the parties."

24th. Amend by adding to the end of section 61, as follows: "Any person or persons interested in the establishment, alteration, widening or vacation of any road in this State are hereby authorized to offer inducements to the commissioners of highways for the establishment, alteration, widening or vacating of any such road by entering into contract with said commissioners, conditioned upon such establishment, alteration, widening or vacating, to pay money or any other valuable thing, to the town or road district, for the benefit of the road and bridge funds of the same; or to perform any labor, or to construct any road, bridge or culvert, or any road which said person or persons desire to have established, widened or altered. And any such contracts in writing made with said commissioners shall be deemed good and valid in law, and may be enforced by said commissioners or their successors in office, before any court having jurisdiction."

25th. Amend by striking out the word "chapter," in third line of section 63, and insert the word "act."

26th. Amend by adding after the word "from," in 22d line of section 68, the words "the award or." 27th. Amend by adding the word "the" after the word "or," in 23d line of section 68. 28th. Amend by adding the words "the award or" after the word "case," in line 24, of section 68. 29th. Amend by adding the word "the" after the word "or," in 24th line of section 68.

30th. Amend by striking out the word "above," after the word "manner," and inserting the words "as hereinbefore, in line second, section 71.

31st. Amend by adding after the word "district," in first line of section 73, the words, "And bridges over streams on roads on county, town or district lines.

32d. Amend by adding after the word "bridge," in third line of section 75, the words "where any contract or agreement has been made in regard to the same."

33d. Amend by adding after the word "district," in third line of section 77, the words "or would be an unreasonable burden to the same."

34th. Amend by adding after the word "district," in third line of section 78, the words "or any bridge or road on any town, district or county line."

35th. Amend by adding after the word "district," in 7th line of section 78, the words "whose duty it is to construct or repair the same

36th. Amend by adding after the word "same," in 8th line of section 78, the words "and ought of right so to do."

37th. Amend by striking out the words "any width," after the word "of," in third line of section 86, and inserting the words, "the same width of any connecting or intersecting road already established."

On motion of Mr. Kerr,

The twentieth amendment, as proposed by the committee, was stricken out.

On motion of Mr. Edsall,

The twenty-first amendment, as proposed by the committee, was amended by striking out the words "a majority of the owners," and insert "any" between "or" and "owner."

Mr. Edsall offered the following amendment to the twenty-third amendment of the committee; which was adopted.

In section 58, in line one (1) after the word "may," insert the words "upon written application filed with the justice of the peace, and signed by the party taking the new trial."

Mr. Edsall offered the following amendment to the report of the committee; which amendment was adopted:

In section 58, line 3, after the word "jury," insert the words, "as to any one or more tracts or lots of land to be particularly described in such written application."

Mr. Kerr offered the following amendment; which was adopted:

Section 59, insert the words "or towns" after the word "town," in last line.

On motion of Mr. Vaughan,

The word "to" in 33d amendment, was stricken out, and the word "on" inserted.

On motion of Mr. Carter,

The thirty-sixth amendment, as proposed by the committee, was stricken out.

On motion of Mr. Eddy,

The thirty-seventh amendment, as proposed by the committee, was stricken out.

The report of the committee, as amended, was then adopted.

Mr. Carter offered the following amendment; which was adopted:

Amend section 26 by appending thereto the following: "And no cohimissioner of highways shall be at the same time one of the town board of auditors, or in any such capacity audit or assist in auditing any account or bill in which he is or has been directly or indirectly interested."

Mr. Vaughan offered the following amendment; which was adopted:

Amend Senate bill No. 340 by adding at the end of section 18, as follows: "And where any bridge on a public road is constructed over a stream or body of water, where the depth or current of water, or the nature of the bank or banks of such stream or body of water, is such as to render a fence on the marginal line of the public road impracticable or very expensive to construct and keep in repair, the owner of

the land bordering on the public road shall have the right to connect the road fence on either or both banks of the stream or body of water to said bridge or any pier or abutment thereof, or to any embankment or timber approach to said bridge: *Provided*, that no necessary ford across said stream or body of water shall be permanently obstructed thereby: *And provided, further*, that any such connecting fence shall be constructed by the consent and under the direction of commissioners of highways of the town or road district in which the bridge may be located."

Mr. Hunter offered the following amendment; which was lost:
"Strike out sections 46, 47 and 48 of printed bill."

Mr. McNulta moved to reconsider the vote by which the amendments reported by the committee were adopted; which motion was adopted.

On motion of Mr. McNulta,

The vote adopting the twenty-third amendment was reconsidered.

The question then being on the adoption of the twenty-third amendment, as proposed by the committee,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 7
Nays..... .. 19

Those voting in the affirmative are,

Messrs. Carter,
Daggett,
Eddy,

Messrs. Holcomb,
Strevell,

Messrs. Vaughan,
Williams.

Those voting in the negative are,

Messrs. Crawford,
Donahue,
Edsall,
Hampton,
Harlan,
Hunter,
Jewett,

Messrs. Kerr,
Landrigan,
Langley,
McNulta,
Nicholson,
Pierce,

Messrs. Richardson,
Solomon,
Stearne,
Underwood,
Van Dorston,
Worla.

So the amendment was lost.

At 12:30 o'clock P. M.,

On motion of Mr. Crawford,
The Senate adjourned until 2:30 o'clock P. M.

TWO AND A HALF O'CLOCK P. M.

Senate met, pursuant to adjournment.

The question recurring on concurring with the committee in their amendments to the bill, the report of the committee was concurred in and the amendments adopted.

Mr. Strevell offered the following amendment:

Strike out in section 57, in line 11, all after the word "inclosing," to and including the word "road," in 17th line in same section, and insert the following: "And shall allow just compensation for private property taken or damaged for public use."

Mr. Nicholson moved to close debate; which motion was lost.

Mr. Crawford offered the following amendment; which was adopted:

Strike out "adjoining," in 12th line of section 57, and insert after "lands," in same line, "in that locality."

Mr. Richardson offered the following amendment; which was adopted:

Amend by inserting after the word "locality," in line 12, section 57, "affected or benefited by such road."

Mr. Edsall offered the following amendment; which was adopted:

Amend by inserting in line 7 of section 68, after the word "decision," the words "has been filed in the office of the proper clerk."

Mr. Edsall offered the following amendment; which was adopted:

Strike out of section 68 all of line 16 and insert in lieu thereof the words "whenever the state of the proceedings may require it, and the."

Mr. Edsall offered the following amendment; which was adopted:

Add to section 68 the following: "Whenever an appeal has been taken under the provisions of this section, all proceedings relative to the assessment of damages shall be suspended until such appeal has been decided, and may then be proceeded with as the circumstances of the case may require."

Mr. Edsall offered the following amendment; which was adopted:

Add to section 52 the words "such order to be filed within ten days after the date of such decision."

Mr. Vaughan offered the following amendment; which was adopted:

Amend Senate bill 340 by inserting by inserting the word "official" before the word "oath," in 3d line of section 27.

Mr. Vaughan offered the following amendment:

Amend by striking out the words "they shall not be authorized to tax," in lines 44 and 45 of section 32, and insert the words "that the tax on."

Pending the consideration of the amendment,

On motion of Mr. Nicholson,

A call of the Senate was ordered, when

The following Senators (25) answered to their names:

Messrs. Carter,
Crawford,
Daggett,
Donahue,
Dore,
Eddy,
Edsall,
Hampton,
Harlan,

Messrs. Holcomb,
Hunter,
Jewett,
Kerr,
Landrigan,
Langley,
McNulta,
Nicholson,

Messrs. Pierce,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Vaughan,
Williams.

Pending the call of the Senate,

At 5:28 o'clock P. M.,

On motion of Mr. Edsall,

The Senate adjourned until 10 o'clock to-morrow morning.

WEDNESDAY, FEBRUARY 7, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Hale.

On motion of Mr. Van Dorston,

The reading of the journal of yesterday was dispensed with.

On motion of Mr. Hampton,

Indefinite leave of absence was granted Mr. Bishop on account of sickness.

The roll of the Senate was then called, when

The following Senators (41) answered to their names :

Messrs.	Messrs.	Messrs.
Alexander,	Epler,	Pierce,
Anderson,	Hampton,	Reddick,
Bangs,	Harlan,	Richardson,
Bishop,	Holcomb,	Senter,
Bowman,	Hunter,	Solomon,
Boyd,	Jackson,	Starne,
Carter,	Jewett,	Strevell,
Crawford,	Kerr,	Underwood,
Daggett,	Landrigan,	Van Dorston,
Donahue,	Langley,	Vaughan,
Dore,	Lanning,	Voris,
Early,	Little,	Washburn,
Eddy,	McNulta,	Williams,
Edsall,	Nicholson,	

The consideration of Senate bill, No. 340, for "An act in regard to roads and bridges," was resumed.

The question being on the following amendment to Senate bill No. 340, offered by Mr. Vaughan, yesterday :

Amend by striking out the words "they shall not be authorized to tax," in lines 44 and 45, of section 32, and insert the words "that the tax on."

Mr. Edsall offered the following amendment to the amendment; which was adopted :

Add to the amendment the following: "to be appropriated to the improvement of roads, streets and bridges, where such tax is collected, as the corporate authorities may direct."

The amendment as amended was then adopted.

Mr. Vaughan then offered the following amendment; which was adopted :

Amend by adding at the end of the 13th division of section 32, the words "shall be paid over to the treasurer of such village, town or city."

Mr. Nicholson then offered the following amendment; which was adopted :

Add at the end of 4th clause, section 32, "and to see that persons working or repairing the highways, leave undisturbed all stones or other monuments marking sectional and other corners, which may be the public roads worked or repaired by them."

Mr. Daggett offered the following amendment; which was adopted :
Amend Senate bill No. 340 by inserting after the word "assess," in
in 18th division of section 32, line 42, the word "annually."

Mr. Vaughan then offered the following amendment; which was
adopted :

Amend Senate bill No. 340, by adding at the end of the 3d clause
of section 32, as follows : "and to cause to be resurveyed, platted and
entered of record, all roads in their respective towns or road districts
when the record of the surveys and plats of the same have been or may
hereafter be lost or destroyed; and copies of all such resurveys, plats
and records hereby authorized to be made under this section, duly cer-
tified by the town or county clerk, as the case may be, shall be re-
ceived in evidence, and have the same force and effect as the original
surveys, plats and records."

Mr. Crawford offered the following amendment:

Amend Senate bill No. 340: strike out sub-division 14th of sec. 32.

Pending the consideration of the same,

The President, at 11 o'clock A. M., announced the special order,
being the consideration of Senate bill No. 26.

On motion of Mr. Hampton,

The special order was postponed until 3:30 o'clock P. M.

The consideration of Mr. Crawford's amendment to Senate bill No.
340, was then resumed,

And the amendment was lost.

Mr. Eddy offered the following amendment; which was lost :

Amend section 32 by striking out all of said section after the word
"jurisdiction," in line 59.

Mr. Holcomb offered the following amendment; which was lost :

Amend section 58: strike out of line 5, section 58, the word "cir-
cuit," and insert the word "county."

Mr. Washburn offered the following amendment :

Amend section 32 by striking out the word "forty," in the 43d line,
and inserting "twenty" in lieu thereof.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 8
Nays..... 19

Those voting in the affirmative are,

Messrs. Anderson,
Edsall,
Holcomb,

Messrs. Pierce,
Reddick,
Richardson,

Messrs. Solomon,
Washburn.

Those voting in the negative are,

Messrs. Alexander,
Carter,
Crawford,
Daggett,
Donahue,
Eddy,
Epler,

Messrs. Flagg,
Hampton,
Jewett,
McNulta,
Nicholson,
Starna,

Messrs. Underwood,
Van Dorston,
Vaughan,
Voris,
Whiting,
Williams.

So the amendment was lost.

Mr. Pierce offered the following amendment:

Amend Senate bill No. 340, section 32, by striking out the words "forty cents," in line 43, thirteenth sub-division, and insert "twenty-five cents."

On motion of Mr. Dore,

The vote by which Senate bill No. 379 was laid on the table, was reconsidered, and the bill

Referred to the committee on judiciary.

The consideration of the amendment offered by Mr. Pierce was then resumed.

Mr. Donahue moved the previous question; which motion was lost.

Mr. Flagg obtained leave of absence for Mr. Bush until to-morrow.

At 12:40 o'clock P. M.,

On motion of Mr. Vaughan,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

On motion of Mr. Anderson,

The rules were suspended, and

House bill, No. 783, for "An act to regulate the time of holding court in the 12th judicial circuit of this State,"

Was taken up, read at large a second time, and

Ordered to a third reading, and amendments ordered printed.

By unanimous consent,

Mr. Hunter, from the committee on geology and science, to which was referred House bill, No. 558, for "An act providing for the publication and distribution of the fifth volume of the Report of the State Geologist, and to fix the amount of his salary until the publication of the sixth and final volume of said report," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered on file for a second reading.

On motion of Mr. Flagg,

Senate bill, No. 37, for "An act to establish and maintain a system of free schools,"

Was made the special order for to-morrow at 11 o'clock A. M.

Senate bill, No. 411, for "An act to fix the times of holding courts in the first judicial circuit,"

Was taken up, read at large a second time, and

Ordered to be engrossed and printed for a third reading.

The time for the special order having arrived, being

Senate bill, No. 276, for "An act concerning the increase of the jurisdiction of justices of the peace and police magistrates,"

Mr. Eddy, from the joint committee on enrolled bills, reports having laid before the Governor, on the 7th day of February, A. D. 1872, enrolled bill of the following title, to-wit:

House bill, No. 249, for "An act in regard to attachments before justices of the peace."

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bill of the following title, to-wit :

Senate bill, No. 99, for "An act concerning conveyances."

Mr. Pierce offered the following amendment :

Amend section 41 by striking out the words "forty cents," in the 8th line, and insert "twenty-five cents."

Pending the consideration of the amendment offered by Mr. Pierce, The President, at 3:30 o'clock, announced the special order, being consideration of Senate bill, No. 26, for "An act for the relief of Robt. Tillson & Co.," which was taken up.

The question being upon the adoption of the amendment to Senate bill No. 26, offered by Mr. Richardson,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas..... 20
Nays..... 16

Those voting in the affirmative are,

Messrs. Anderson,	Messrs. Holcomb,	Messrs. Richardson,
Carter,	Jewett,	Solomon,
Dore,	Kerr,	Strevell,
Early,	Landrigan,	Vaughan,
Eddy,	Langley,	Williams,
Epler,	McNulta,	Woodard,
Harlan,	Reddick,	

Those voting in the negative are,

Messrs. Alexander,	Messrs. Nicholson,	Messrs. Van Dorston,
Crawford,	Pierce,	Voris,
Daggett,	Senter,	Washburn,
Flagg,	Staras,	Whiting,
Hampton,	Underwood,	Wilkinson.
Hunter,		

So the the amendment was adopted.

The question then being upon ordering Senate bill No. 26 engrossed for a third reading,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas 21
Nays 12

Those voting in the affirmative are,

Messrs. Anderson,	Messrs. Holcomb,	Messrs. Reddick,
Carter,	Jewett,	Richardson,
Dore,	Kerr,	Solomon,
Early,	Landrigan,	Strevell,
Eddy,	Langley,	Vaughan,
Epler,	Marsh,	Williams,
Harlan,	McNulta,	Woodard,

Those voting in the negative are,

Messrs. Alexander,	Messrs. Nicholson,	Messrs. Van Dorston,
Crawford,	Pierce,	Washburn,
Daggett,	Senter,	Whiting,
Hampton,	Underwood,	Wilkinson.

So the bill was ordered engrossed.

At 6 o'clock P. M.,

On motion of Mr. Eddy,

The Senate adjourned until 10 A. M. o'clock to-morrow.

THURSDAY, FEBRUARY 8, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Paynter.

The journal of yesterday was being read, when,

On motion of Mr. Pierce,

The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (48) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,

Messrs. Epler,
Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

On motion of Mr. Pierce,

The rules were suspended, and

Senate bill, No. 400, for "An act to provide for the payment of deficiency of former appropriations for the current expenses of the Illinois State Penitentiary,"

Was taken up, and read at large a second time.

Mr. Dore offered the following amendment to the bill:

Amend section 2, line 2, by striking out the word "six" and inserting the word "ten" (10.)

The special order, being consideration of Senate bill No. 276, was then postponed until the consideration of Senate bill No. 400 had been finished.

A message from the Governor, by E. B. Harlan, Private Secretary.

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT,
SPRINGFIELD, Feb. 8, 1872

HON. JOHN DOUGHERTY, *President of the Senate*:

In response to the resolution adopted by the Senate, December 21, 1871, requesting information concerning the improvement of the Illinois river, and the condition of the Illinois and Michigan Canal, I have the honor to transmit herewith the report of the Canal Commissioners, furnished me this day.

JOHN M. PALMER.

On motion of Mr. Flagg,

The special order for the consideration of Senate bill No. 37, was continued until 3:30 o'clock P. M.

The consideration of Senate bill No. 400 was then resumed.

The question being upon the amendment offered by Mr. Dore.

On motion of Mr. Strevell,

The debate was closed on the pending amendment.

The question then being upon the amendment offered by Mr. Dore,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas.....12
Nays.....29

Those voting in the affirmative are,

Messrs. Bangs,
Donahue,
Dore,
Hunter,

Messrs. Jewett,
Kerr,
Marsh,
Reddick,

Messrs. Richardson,
Strevell,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Anderson,
Bush,
Carter,
Crawford,
Daggett,
Early,
Eddy,
Edsall,
Epler,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Landrigan,
Langley,
Nicholson,
Pierce,
Senter,

Messrs. Solomon,
Starne,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson.

So the amendment was lost.

Mr. Epler offered the following amendment; which was adopted:

Amend section 2, line 1st, by striking out after the word "that" the words "in ascertaining the amount due," and after the word "claimant," in the same line, the word "their;" and also amend section 2, line 2, by striking out the words "at reasonable prices," and insert "by the joint committee of investigation into the affairs of the Illinois State Penitentiary, appointed under an act entitled 'An act to provide for an investigation of the discipline, management and financial condition of the Illinois State Penitentiary, approved June 10, 1871,' and reported by said committee to this General Assembly."

Mr. Dore offered the following amendment; which was lost:

Amend section 2, line 2, by striking out the word "six" and inserting the word "eight."

Mr. Jewett offered the following amendment; which was lost:

Amend section 2 by striking out all after the word "usage," in the 4th line, down to and including the word "indebtedness," 6th line, and insert as follows: "In case where no interest shall have been provided for by contract, and in all other cases with such interest not exceeding ten per cent. per annum as shall have been stipulated for in any agreements, notes or acceptances that may have been given by the warden for such indebtedness."

Mr. Crawford offered the following amendment; which was adopted:

Add the following words after the word "constitution," in 2d line of section 4, "with interest as provided in section 2 of this act."

The bill (Senate bill No. 400) was then ordered engrossed and printed for a third reading.

House bill, No. 563, for "An act to authorize cities, incorporated towns and townships to establish and maintain free public libraries and reading rooms,"

Was taken up and 250 copies of the amendments ordered printed.

The special order, being the consideration of Senate bill No. 276, was then taken up.

The question being upon concurring with the House in the adoption of their amendments to the bill, by common consent Senate bill No. 276 was informally laid aside.

House bill No. 738 was taken up.

By common consent, section 2 of the bill was stricken out.

House bill, No. 733, for "An act to change and fix the time of holding court in the 12th judicial circuit of this State,"

Having been printed, was then read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 39
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Bangs,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,

Messrs. Fuller,
Flagg,
Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Landrigan,
Langley,
Marsh,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

At 12:45 o'clock P. M.,

On motion of Mr. Fuller,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

Resolved by the House of Representatives, the Senate concurring herein, That our Senators in Congress be instructed, and our Representatives requested, to support any measure having for its object the reduction of the tariff on lumber and other building material to be used in re-building the city of Chicago.

In the adoption of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 752, for "An act to fix the fees of township collectors and county collectors in counties under township organization, for collecting the taxes of the year 1871, and to fix the fees of county treasurers for receiving and disbursing the revenue of 1871."

In the passage of which I am instructed to ask the concurrence of the Senate.

Senate bill, No. 276, for "An act concerning the increase of the jurisdiction of justices of the peace and police magistrates,"

Was then taken up.

The question being upon concurring with the House in their amendments to the bill,

The bill was then laid aside.

Mr. Strevell (by unanimous consent) offered the following resolution:

Resolved, That the judiciary committee be requested to examine the questions which have arisen in relation to Senate bill No. 276, and report their opinion on Tuesday, February 18th, 1872, at 11 o'clock.

The rules were suspended and the resolution adopted.

On motion of Mr. Eddy,

House bill, No. 752, for "An act to fix the fees of township collectors and county collectors, in counties under township organization, for collecting the taxes of the year 1871, and to fix the fees of county treasurers for receiving and disbursing the revenue of 1871,"

Was taken up, read at large a first time, and

Ordered to a second reading.

Mr. Anderson introduced

Senate bill, No. 414, for "An act concerning the increase of the jurisdiction of justices of the peace and police magistrates."

Which was read at large a first time, and

Ordered to a second reading.

The special order for the consideration of Senate bill No. 37, was then postponed ten minutes.

Mr. Dore called up his motion to reconsider the vote whereby Senate bill No. 317 was lost; and the vote was reconsidered

By the following vote: { Yeas.....30
Nays.....10

Those voting in the affirmative are,

Messrs. Bangs,
Bush,
Carter,
Daggett,
Dore,
Early,
Eddy,
Edsall,
Epler,
Flagg,

Messrs. Fuller,
Harlan,
Hunter,
Jewett,
Kerr,
Landrigan,
Langley,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Senter,
Underwood,
Van Dorston,
Vaughan,
Voris,
Whiting,
Woodard.

**Messrs. Washburn,
Wilkinson,
Williams.**

It was decided in the affirmative, as follows: { Yeas.....28
Nays 12

**Messrs. Richardson,
Senter,
Strevel,
Underwood,
Van Dorston,
Vaughan,
Voris,
Whiting,
Woodard.**

**Messrs. Starne,
Washburn,
Wilkinson,
Williams.**

Ordered to a second reading.

Amend by striking out all after the word "payable," in third line of section 60, and inserting the words "with costs as provided in section 57 of this act."

Mr. Edsall entered a motion to reconsider the vote whereby his amendment to section 68 of Senate bill No. 340 was adopted.

On motion of Mr. Nicholson,

The bill, as amended, (Senate bill No. 340) was referred to Mr. Vaughan.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am instructed to inform the Senate that the House of Representatives has concurred with them in the adoption of the Senate amendments to

House bill No. 733, for "An act to regulate the time of holding court in the 12th judicial circuit of this State."

Senate bill, No. 292, for "An act to provide for the re-assessment and taxation of property, where the records of assessment have been lost or destroyed, and to authorize the re-assessment or abatement of taxes in certain cases,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas. 9
Nays. 28

Those voting in the affirmative are,

Messrs. Alexander,
Carter,
Daggett,

Messrs. Donahue,
Dora,
Early,

Messrs. Eddy,
Reddick,
Woodard.

Those voting in the negative are,

Messrs. Anderson,
Bush,
Crawford,
Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Jewett,
Landrigan,

Messrs. Langley,
Marsh,
McNulta,
Nicholson,
Pierce,
Richardson,
Senter,
Solomon,
Starne,

Messrs. Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams.

Mr. Crawford entered a motion to reconsider the vote whereby Senate bill No. 292 was lost.

Mr. Jewett introduced

Senate bill, No. 416, for "An act to provide for the re-assessment and taxation of property, where the records of assessment have been lost or destroyed, and to authorize the re-assessment of taxes in certain cases."

Which was read at large a first time, and

Ordered to a second reading.

On motion of Mr. Harlan,

Senate bill, No. 354, for "An act to provide for the registration of bonds issued to railroad companies of this State, by subscriptions or donations of counties, townships, cities and towns, and to legalize the vote authorizing the issue of said bonds,"

Was taken up, read at large a second time, and

Laid on the table, and 250 copies ordered printed.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bills of the following titles, to-wit :

Senate bill, No. 26, for "An act for the relief of Robert Tillson & Company."

Senate bill, No. 379, for "An act to authorize trustees, or boards of directors of benevolent institutions, to sell real estate."

Senate bill, No. 411, for "An act to fix the times of holding courts in the first judicial circuit."

Mr. Pierce introduced

Senate bill, No. 417, for "An act to provide an additional water supply at the hospital for insane, located at Jacksonville, Illinois."

Which was read at large a first time, and

Ordered to a second reading, and,

Referred to the committee on state charitable institutions.

House bill, No. 248, for "An act in regard to garnishment,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows : { Yeas 34
Nays 00

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Bangs,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,

Messrs. Epler,
Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Langley,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Senter,
Solomon,
Strevell,
Underwood,
Vaughan,
Washburn,
Wilkinson,
Williams.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

On motion of Mr. Strevell,
Senate bill No. 341 was taken up and referred to Mr. Early.

On motion of Mr. Strevell,
House bill No. 656 was taken up, and
Referred to the committee on finance.

Leave of absence was then granted Mr. Harlan, Assistant Sergeant-at-Arms, until Monday next.

At 6 o'clock P. M.,

On motion of Mr. McNulta,
The Senate adjourned until 10 o'clock to-morrow morning.

FRIDAY, FEBRUARY 9, 1872.

Senate met, pursuant to adjournment.

Prayer by the Rev. Mr. Paynter.

The journal of yesterday was being read, when,

On motion of Mr. Eddy,

The further reading of the same was dispensed with.

On motion of Mr. Dore,

Leave of absence was granted Mr. Woodard.

Leave of absence was granted Mr. Hunter until Thursday next.

The roll of the Senate was then called, when

The following Senators (48) answered to their names:

Messrs. Alexander,

Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,

Messrs. Epler,

Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,

Messrs. Nicholson,

Pierce,
Reddick,
Richardson,
Senter,
Solomon,
Starnes,
Strevel,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams.

On motion of Mr. Daggett,

The communication of the Governor of yesterday, with the report of the canal commissioners, was taken up, and the report was

Referred to the committee on canals and rivers.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reports having, on the 9th day of February, 1872, laid before the Governor, for his approval, a bill of the following title, to-wit:

House bill, No. 733, for "An act to regulate the time of holding court in the twelfth judicial circuit of this State."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reports as having been properly enrolled, a bill of the following title, to-wit:

House bill, No. 733, for "An act to regulate the time of holding court in the twelfth judicial circuit of this State."

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bill of the following title, to-wit:

Senate bill, No. 400, for "An act to provide for the payment of deficiency of former appropriations for the current expenses of the Illinois State Penitentiary."

Mr. Eddy introduced

Senate bill, No. 418, for "An act to amend an act entitled 'an act amendatory of an act approved March 3, 1845, in relation to fire companies,' approved February 24, 1859."

Which was read at large a first time, and

Ordered to a second reading.

On motion of Mr. Jewett,

Senate bill, No. 292, for "An act to provide for the re-assessment and taxation of property where the records of assessment have been lost or destroyed, and to authorize the re-assessment or abatement of taxes in certain cases,"

Was taken up, and on the motion made yesterday by Mr. Crawford to reconsider the vote whereby the bill was lost, was then reconsidered.

The special order, for the consideration of Senate bill No. 37, was postponed 10 minutes.

On motion of Mr. Jewett,

The vote whereby Senate bill No. 292 was ordered engrossed and printed for a third reading, was reconsidered.

On motion of Mr. Jewett,

The vote whereby the report of the judiciary committee was concurred in, was reconsidered.

The question being upon the adoption of the amendment to Senate bill No. 292, reported by the judiciary committee, the amendment was lost.

On motion of Mr. Jewett,

The vote whereby the Senate concurred with the House in the adoption of their amendment to the bill (Senate bill No. 292), was reconsidered.

Mr. Jewett then offered the following amendment to the amendment of the House to Senate bill No. 292:

Amend House amendment to Senate bill No. 292, by striking out all after the word "board," in 5th line of section 2, down to and including the word "board," in the 8th line of said section.

On motion of Mr. Strevell,

Senate bill, No. 292, for "An act to provide for the re-assessment of property where the records of assessment have been lost or destroyed," was

Referred to the committee on judiciary and Mr. Washburn.

On motion of Mr. Jewett,

Senate bill, No. 415, for "An act to enable the county of Cook to issue bonds and borrow money for county purposes,"

Was taken up, read at large a second time, and,

On motion of Mr. Crawford,

Laid on the table and 250 copies ordered printed.

The special order, being consideration of Senate bill, No. 37, for "An act to establish and maintain a system of free schools," was then taken up.

The question being upon the motion (entered by Mr. Flagg) to reconsider the vote whereby the amendments of the committee on education were adopted, the vote was reconsidered.

The question then being upon concurring with the committee on education, in the adoption of their amendments to the bill,

Mr. Senter then offered the following amendment to the report of committee:

Amend committee report by striking out of said amendment, (as printed), in line 5 of section 34, the words "of" and "one," in line 6; also, all after the word "each," in line 9, to and including the word "schedule," in line 10.

On motion of Mr. Lanning,

The debate upon the pending amendment was closed.

The amendment was then adopted.

At 12:45 o'clock P. M.,

On motion of Mr. Hampton,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

On motion of Mr. Kerr,

The consideration of the special order was postponed, and

Senate bill, No. 410, for "An act to provide for the collection of revenue and for the sale of real estate for non-payment of taxes, or special assessments for State, county, municipal or other purposes,"

Was taken up, read at large a second time, and

The further consideration of the bill postponed to and made the special order for Tuesday, February 13, 1872, at 10:30 o'clock A. M.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed bills of the following titles, viz:

House bill, No. 733, for "An act to regulate the time of holding court in the 12th judicial circuit of this State."

House bill, No. 249, for "An act in regard to attachments before justices of the peace."

On motion of Mr. Lanning,

The special order for the consideration of Senate bill No. 37, was then postponed, and

House bill, No. 237, for "An act to provide for the removal of county seats,"

Was taken up, read at large a second time, and

Made the special order for Wednesday, February 14, 1872, at 10 o'clock A. M.

On motion of Mr. Dore,

The special order was again postponed 5 minutes, for the purpose of taking up the joint resolution of the House relating to instructing our Representatives in Congress to reduce tariff on articles, so as to aid the rebuilding of Chicago.

The resolution was taken up.

On motion of Mr. Dore,

The previous question was ordered.

The question then being upon concurring with the House in the adoption of the resolution,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: } Yeas 27
 } Nays 6

Those voting in the affirmative are,

Messrs. Alexander,
 Anderson,
 Bangs,
 Carter,
 Crawford,
 Daggett,
 Dore,
 Early,
 Eddy,

Messrs. Flagg,
 Fuller,
 Harlan,
 Holcomb,
 Langley,
 Lanning,
 Marsh,
 McNulta,
 Nicholson,

Messrs. Pierce,
 Reddick,
 Richardson,
 Senter,
 Strevel,
 Underwood,
 Whiting,
 Wilkinson,
 Williams.

Those voting in the negative are,

Messrs. Bush,
 Hampton,

Messrs. Solomon,
 Starne,

Messrs. Voris,
 Washburn.

So the Senate concurred in the adoption of the resolution.

The following message from the Governor, by E. B. Harlan, Private Secretary, was read, and,

On motion of Mr. Pierce,

Referred to the committee on state charitable institutions.

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT,
 SPRINGFIELD, February 9, 1872.

HON. JOHN DOUGHERTY, *President of the Senate* :

I have the honor to appoint A. McKeen Dubois, of Macoupin county, to be a trustee, vice Timothy Souther, deceased, in the Illinois Institution for the Education of Feeble Minded Children. In which appointment I respectfully ask the concurrence of the Senate.

JOHN M. PALMER.

The special order, being the consideration of Senate bill No. 37, was then resumed.

The question being upon concurring with the committee on education in the adoption of their amendments to the bill,

Mr. Fuller offered the following amendment to the report of the committee:

Amend report by striking out the word "four," in the second line, (printed,) after the word "of," and insert in lieu thereof the word "two." Also striking out the word "four," in the fourth line, (printed,) after the word "said," and insert in lieu thereof the word "two."

Pending the consideration of the amendment,

On motion of Mr. Flagg,

The further consideration of the bill and amendments was postponed until 10 o'clock A. M. to-morrow.

Mr. Alexander introduced

Senate bill, 419, for "An act to provide for the sale of real property escheated to and vested in the State."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Flagg introduced

Senate bill, No. 420, for "An act assigning rooms in the new State House for the use of the department of agriculture, and for furnishing the same."

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on public buildings.

Mr. Bangs introduced

Senate bill, No. 421, for "An act concerning tender,"

Which was read at large a first time, and

Ordered to a second reading.

On motion of Mr. Reddick,

Senate bill, No. 372, for "An act relative to the Illinois and Michigan Canal, and the powers and duties of the Canal Commissioners,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 34
Nays..... 0

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Bangs,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Harlan,
Holcomb,
Kerr,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starne,
Strevel,
Underwood,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams.

This bill containing an emergency clause, and having received a two third vote, was declared passed.

Mr. Edsall offered the following amendment to the title of the bill; which was adopted:

Strike out all after the words "act relative to," and insert "the powers and duties of the Canal Commissioners relative to the Illinois and Michigan Canal, the lock and dam at Henry, and the improvement of the Little Wabash River."

Ordered that the title be as amended, that the Seretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. Eddy,

House bill, No. 752, for "An act to fix the fees of township collectors and county collectors in counties under township organization, for collecting the taxes of the year 1871, and to fix the fees of county treasurers for receiving and disbursing the revenue of 1871,"

Was taken up, read at large a second time, and

Referred to the committee on revenue.

Mr. Vaughan, from the committee on counties and township organization, to which was referred Senate bill, No. 340, for "An act in re-

gard to roads and bridges," reported same back with amendments, and recommended the adoption of the same.

At 5:55 o'clock P. M.,

On motion of Mr. Marsh,

The Senate adjourned until 10 o'clock A. M. to-morrow.

SATURDAY, FEBRUARY 10, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Hale.

The journal of yesterday was being read, when,

On motion of Mr. Nicholson,

The further reading of the same was dispensed with.

On motion of Mr. Holcomb,

Leave of absence was granted Mr. Landrigan until Wednesday next.

Leave of absence was then granted Mr. Strevell until Wednesday next.

Leave of absence was then granted Mr. Langley until Monday evening next.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 361, for "An act to provide for the registration of drainage and levee bonds, and secure the payment of the same."

A message from the House of Representatives, by Mr. Hay:

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 121, for "An act in regard to practice in courts of record," with amendments.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

The roll of the Senate was then called, when

The following Senators (41) answered to their names:

Messrs. Alexander,
Allon,
Anderson,
Banga,
Bishop,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Early,
Eddy,

Messrs. Edsall,
Epler,
Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Landrigan,
Langley,
Little,
Marsh,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Senter,
Solomon,
Starnes,
Strevell,
Underwood,
Van Dorston,
Washburn,
Wilkinson,
Williams,
Woodard.

Mr. Van Dorston, from the committee on revenue, to which was referred House bill, No. 752, for "An act to fix the fees of township collectors and county collectors in counties under township organization, for collecting the taxes of the year 1871, and to fix the fees of county treasurers for receiving and disbursing the revenue of 1871," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered to a third reading.

On motion of Mr. Underwood,

Senate bill, No. 121, for "An act in regard to practice in courts of record," was taken up.

The question being upon concurring with the House in the adoption of their amendments to the bill,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 31
Nays 00

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Bangs,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Strevell,
Underwood,
Washburn,
Whiting,
Wilkinson,
Williams.

So the amendments were concurred in.

On motion of Mr. Alexander,

Senate bill, No. 339, for "An act to provide for the permanent survey of townships,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 30
Nays..... 00

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Bangs,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Early,
Eddy,

Messrs. Edsall,
Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Langley,
McNulta,
Nicholson,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starnes,
Strevell,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams,

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. Reddick,

Senate bill, No. 414, for "An act concerning the increase of the jurisdiction of justices of the peace and police magistrates,"

Was taken up and read at large a second time.

Mr. Hampton then offered the following amendment to the bill; which was adopted:

“Strike out section 3 of Senate bill No. 414.”

The bill (Senate bill No. 414) was then ordered engrossed and printed for a third reading.

By unanimous consent,

Mr. Daggett, from the committee on canals and rivers, to which was referred the report of the canal commissioners, reported the same back and recommended that it be laid on the table, and 2,500 copies printed.

The report of the committee was concurred in, and the report

Ordered to lie on the table and 2,500 copies printed.

By unanimous consent,

Mr. Bush introduced

Senate bill, No. 422, for “An act to extend the jurisdiction of justices of the peace and police magistrates.”

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on municipalities.

On motion of Mr. Vanghan,

Senate bill, No. 340, for “An act in regard to roads and bridges,”

Was taken up.

The question being upon concurring with the committee on roads and bridges, in the adoption of their amendments, reported yesterday,

The Senate concurred with the committee in the adoption of their amendments.

On motion of Mr. Edsall,

His motion to reconsider the vote whereby the Senate adopted the following amendment to Senate bill No. 340, was taken up and reconsidered:

Add to section 68 the following: “Whenever an appeal has been taken under the provisions of this section, all proceedings relative to the assessment of damages shall be suspended until such appeal has been decided; and may then be proceeded with as the circumstances of the case may require.”

The question then being upon the adoption of the amendment, it was lost.

Mr. Edsall then offered the following amendment; which was adopted:

In section 68, line 2, after the word “road,” insert the words “or revoking any previous order or decision relative to any road.”

The bill (Senate bill No. 340) was ordered engrossed and 500 copies printed for a third reading.

On motion of Mr. Solomon,

Senate bill, No. 380, for “An act giving county boards control of county convicts, and to provide workhouses for, and the employment of such convicts,”

Was taken up, read at large a third time, and,

On motion of Mr. Underwood,

The bill was referred to Mr. Solomon.

Mr. Solomon, to whom was referred Senate bill, No. 360, for "An act giving county boards control of county convicts, and to provide workhouses for, and the employment of such convicts," reported the same back with an amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to be engrossed and printed for third reading.

Leave of absence was granted Mr. Pierce until Tuesday morning next.

Mr. Marsh, from the committee on public buildings, to which was referred Senate bill, No. 296, for "An act to make an appropriation for the construction and completion of Southern Illinois Normal University," reported the same back by substitute (in the nature of an amendment), and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Was read at large a second time, and

Ordered engrossed and printed for a third reading.

Mr. Marsh offered the following resolution; which was laid over under the rule:

Resolved by the Senate, the House of Representatives concurring herein, That the Governor be, and is hereby authorized and instructed to sell the bonds issued by the city of Carbondale, for the use of the Southern Illinois Normal University, now in his possession, in accordance with the provisions of "An act to appoint commissioners to construct the Southern Illinois Insane Asylum, and the Southern Illinois Normal University, and to make an appropriation therefor," approved April 18th, 1871, at the minimum rate of thirty-three and one-third (83⅓) cents for the dollar, not including the interest due thereon at time of such sale, which shall then be paid over in full; and the amount so realized, including the interest aforesaid, shall be transferred to the commissioners of said institution, located at Carbondale, and by them used in the construction of the same.

On motion of Mr. Langley,

House bill, No. 368, for "An act in relation to surplus funds raised in towns and cities for bounty purposes during the late war for the suppression of the rebellion,"

Was taken up, and 100 copies ordered printed.

Mr. Eddy, from the committee on judiciary, to which was referred Senate bill, No. 390, for "An act to amend chapter 33, of the Revised Statutes of 1845, entitled 'Divorces,'" reported the same back, and recommended that it be laid on the table.

The report of the committee was concurred in, and the bill

Ordered to lie on the table.

Mr. Eddy introduced

Senate bill, No. 423, for "An act to amend an act entitled 'an act in relation to divorce, alimony and maintenance in certain cases of bigamy,' approved April 5, 1869,"

Which was read at large a first time, and

Ordered to a second reading.

On motion of Mr. Flagg,

Senate bill No. 37 was taken up, and made the special order for for Tuesday, February 13, 1872, at 11 o'clock A. M., and to be continued from day to day until finished.

Mr. Underwood, from the committee on judiciary, to which was referred House bill, No. 309, for "An act to enable any city, incorporated town or incorporated village in this State to change its name," reported the same back and recommended its passage, and

Placed among the files for second reading.

Mr. Crawford, from the committee on finance, to which was referred House bill, No. 656, for "An act making appropriations for the payment of the indebtedness of the Soldiers' Orphans' Home," reported the same back with an amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to a third reading, and 250 copies of amendment printed.

Mr. Edsall, from the committee on municipalities, to which was referred Senate bill, No. 377, for "An act authorizing cities to establish and maintain free public libraries and reading rooms," reported the same back and recommended it be laid on the table.

The report of the committee was concurred in, and the bill

Ordered to lie upon the table.

Mr. Edsall, from the committee on municipalities, to which was referred Senate bill, No. 397, for "An act authorizing cities to establish and maintain free public libraries and reading rooms," reported the same back and recommended it be laid on the table.

The report of the committee was concurred in, and the bill

Ordered to lie upon the table.

Mr. Hampton, from the committee on domestic relations, to which was referred Senate bill, No. 104, for "An act to restrain groceries and to regulate the sale of intoxicating liquors," reported the same back and recommended it be laid on the table.

The report of the committee was concurred in, and the bill

Ordered to lie upon the table.

Mr. Hampton, from the committee on domestic relations, to which was referred Senate bill, No. 235, for "An act in relation to the sale of intoxicating drinks, and to increase the fines and penalties for selling the same without a license," reported the same back and recommended it be laid on the table.

The report of the committee was concurred in, and the bill

Ordered to lie upon the table.

Mr. Edsall, from the committee on municipalities, to which was referred Senate bill, No. 424, for "An act to extend the jurisdiction of justices of the peace and police magistrates," reported the same back and recommended it be referred to the judiciary.

The report of the committee was concurred in, and the bill

Referred to the committee on judiciary.

Mr. Langley, from the committee on judiciary, to which was referred Senate bill, No. 381, for "An act to attach the county of Ford to the twentieth judicial circuit, and fix the times of holding terms of court therein," reported the same back and recommended it be laid on the table until 4th of July, 1872.

The report of the committee was concurred in, and the bill
Ordered to lie on the table until the 4th of July, 1872.

Mr. Alexander introduced
Senate bill, No. 424, for "An act providing for the establishment of
boundary lines of counties."

Which was read at large a first time, and
Ordered to a second reading.

Mr. Flagx introduced
Senate bill, No. 425, for "An act to enable counties to establish
county industrial colleges."

Which was read at large a first time, and
Ordered to a second reading, and
Referred to the committee on education.

Mr. Carter offered the following resolution; which laid over under
the rule :

Resolved, That hereafter, until the close of the present session of this General
Assembly, on Mondays, Wednesdays and Fridays, no special orders, hereafter as-
signed, shall prevent or interfere with the Senate's going through with the
regular "order of business."

At 12:20 o'clock P. M.,

On motion of Mr. Richardson,
The Senate adjourned until 10 o'clock A. M., Monday next.

MONDAY, FEBRUARY 12, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Carnahan.

The journal of Saturday was being read, when,

On motion of Mr. Anderson,
The further reading of the same was dispensed with.

On motion of Mr. Solomon,
Leave of absence was granted Mr. Nicholson until to-morrow.

The roll of the Senate was then called, when

The following Senators (32) answered to their names :

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Boyd,
Carter,
Crawford,
Early,
Eddy,
Edsall,
Fuller,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Landrigan,
Langley,
Little,
Marsh,
Nicholson,
Pierce,

Messrs. Reddick,
Sentor,
Solomon,
Starne,
Strevell,
Van Dorston,
Vaughan,
Washburn,
Whiting,
Wilkinson.

On motion of Mr. Reddick,

A call of the Senate was ordered, when

The following Senators (33) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Early,
Eddy,
Edsall,
Fuller,

Messrs. Hampton,
Harlan,
Holcomb,
Marsh,
Reddick,
Senter,
Solomon,
Starnes,

Messrs. Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson.

At 11 o'clock A. M.,

On motion of Mr. Hampton,
The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

On motion of Mr. Underwood,

A call of the Senate was ordered, when

The following Senators (26) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Carter,
Crawford,
Early,
Eddy,
Edsall,

Messrs. Fuller,
Hampton,
Harlan,
Holcomb,
Marsh,
Reddick,
Richardson,
Senter,
Solomon,

Messrs. Starnes,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,

On motion of Mr. Eddy,

Further proceedings under the call were dispensed with.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bills of the following titles, to-wit:

Senate bill, No. 360, for "An act giving county boards control of county convicts, and to provide work houses for, and the employment of such convicts."

Senate bill, No. 414, for "An act concerning the increase of the jurisdiction of justices of the peace and police magistrates."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, to-wit:

Senate bill, No. 361, for "An act to provide for the registration of drainage and levee bonds, and secure the payment of the same."

Mr. Vaughan entered a motion to reconsider the vote whereby Senate bill No. 340 was ordered engrossed and printed for a third reading.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 337, for "An act in regard to the administration

of estates," reported the same back with amendments, and recommended that 250 copies of the amendments be printed.

The report of the committee was concurred in, and the amendments ordered printed.

Mr. Edsall, from the committee on judiciary, to which was referred Senate bill, No. 331, for "An act to establish the salaries of the judges of inferior local courts in cities having less population than five thousand inhabitants," reported the same back with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered engrossed and printed for a third reading.

Mr. Edsall, from the committee on municipalities, to which was referred Senate bill, No. 215, for "An act to repeal all acts providing for the repayment to any municipal corporation their proportion of county taxes expended in appropriations for roads and bridges," reported the same back and recommended it be laid on the table.

The report of the committee was concurred in, and the bill

Ordered to lie on the table.

Mr. Bangs, from the committee on fees and salaries, to which was referred Senate bill, No. 407, for "An act to provide for the preservation of records of titles to real estate in this State, and to appoint a custodian thereof," reported the same back and recommended it be laid on the table.

The report of the committee was concurred in, and the bill

Ordered to lie upon the table.

Mr. Early, from the select committee, to which was referred Senate bill, No. 341, for "An act to make an appropriation to pay the debts of the State Reform School," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to be engrossed and printed for a third reading.

Mr. Eddy, from the joint committee on enrolled bills, reports having laid before the Governor, on the 12th day of February, 1872, enrolled bill of the following title, to-wit:

Senate bill, No. 361, for "An act to provide for the registration of drainage and levee bonds, and secure the payment of the same."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 341, for "An act to regulate the practice in courts of chancery."

In the passage of which I am instructed to ask the concurrence of the Senate.

Mr. Anderson offered the following resolution:

Resolved by the Senate, the House of Representatives concurring herein, That a committee of fourteen (five Senators and nine Representatives) be appointed by the presiding officers of the respective branches of the General Assembly, to confer and report upon the propriety of so arranging business as that a final adjournment of the two houses may be had not later than the 15th of March, 1872.

The President appointed Messrs. Anderson, Underwood, Starne, Edsall and Fuller committee on part of the Senate.

On motion of Mr. Anderson,

The rules were suspended, and the resolution taken up and adopted.

The following resolution, offered by Mr. Carter on Saturday last, was taken up:

Resolved, That hereafter, until the close of the present session of this General Assembly, on Mondays, Wednesdays and Fridays no special orders hereafter assigned shall prevent or interfere with the Senate's going through with the regular order of business.

Mr. Holcomb then offered the following amendment to the resolution:

Amend the resolution by striking out "Monday" and inserting "Tuesday," and by striking out "Friday" and inserting "Thursday."

Mr. Fuller moved to indefinitely postpone the consideration of the resolution and amendment.

On motion of Mr. Voris,

The previous question was ordered,

And the consideration of the resolution and amendment was indefinitely postponed.

Mr. Van Dorston introduced

Senate bill, No. 426, for "An act to punish officers for charging and collecting illegal fees."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Edsall introduced

Senate bill, No. 427, for "An act to enable cities, towns and villages to execute the power of eminent domain, and to make local improvements by special assessment or by special taxation of contiguous property or otherwise."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Harlan introduced

Senate bill, No. 428, for "An act to repeal an act approved April 13th, A. D. 1871, entitled 'an act to establish a board of railroad and warehouse commissioners, and prescribe their powers and duties.'"

Which was read at large a first time, and

Ordered to a second reading.

On motion of Mr. Vaughan,

His motion of to-day, made to reconsider the vote whereby the Senate ordered Senate bill No. 340 engrossed and 500 copies printed for a third reading, was taken up and the vote reconsidered.

Mr. Vaughan then offered the following amendment to the bill (Senate bill No. 340); which was adopted:

Amend Senate bill No. 340 by adding the following as section 63: "Any person or persons interested in the establishment, alteration, widening or vacation of any road in this State, are hereby authorized to offer inducements to the commissioners of highways for the establishment, alteration or vacation of any such road, by entering into contract with said commissioners, conditioned upon such establishment, alteration, widening or vacation, to pay money or any other valuable thing to the town or district for the benefit of the road and bridge funds of the same; or to perform any labor, or to construct any

road, bridge or culvert on any road which said person or persons desire to have established, widened or altered. And any such contracts in writing made with said commissioners shall be deemed good and valid in law, and may be enforced by said commissioners, or their successors in office, before any court having jurisdiction."

The bill (S. B. No. 340) was then ordered engrossed, and 500 copies printed for a third reading.

House bill, No. 341, for "An act to regulate the practice in courts of chancery,"

Was taken up, read at large a first time, and

Referred to the committee on judiciary.

Senate bill, No. 418, for "An act to amend an act amendatory of an act, approved March 3d, 1845, in relation to fire companies, approved February 24th, 1859,"

Was taken up, read at large a second time, and,

On motion of Mr. Eddy,

Referred to the committee on municipalities.

On motion of Mr. Carter,

Senate bill, No. 415, for "An act to enable the county of Cook to issue bonds and borrow money for county purposes,"

Was taken up, and

Referred to the committee on finance.

On motion of Mr. Vaughan,

Senate bill, No. 412, for "An act to establish reasonable maximum rates of charges for the transportation of freight on the different railroads in this State,"

Was taken up, and

Referred to the committee on railroads and warehouses.

At 4:50 o'clock P. M.,

On motion of Mr. Eddy,

The Senate adjourned until 10 o'clock A. M. to-morrow.

TUESDAY, FEBRUARY 13, 1872.

Senate met, pursuant to adjournment.

Prayer by the Rev. Mr. Prentice.

The journal of yesterday was being read, when,

On motion of Mr. Eddy,

The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (40) answered to their names:

Messrs. Alexander,

Allen,

Anderson,

Bangs,

Bishop,

Boyd,

Bush,

Carter,

Crawford,

Messrs. Donahue,

Early,

Eddy,

Edsall,

Fuller,

Hampton,

Harlan,

Holcomb,

Hunter,

Messrs. Jackson,

Kerr,

Landrigan,

Langley,

Little,

Marsh,

Nicholson,

Pierce,

Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starne,
Strevel,

Messrs. Underwood,
Van Dorsten,
Vaughan,
Voris,

Messrs. Washburn,
Whiting,
Wilkinson,
Williams.

House bill, No. 752, for "An act to fix the fees of township collectors and county collectors in counties under township organization, for collecting the taxes of the year 1871, and to fix the fees of county treasurers for receiving and disbursing the revenue of 1871,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....34
Nays 00

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bush,
Carter,
Crawford,
Donahue,
Early,
Eddy,
Edsall,

Messrs. Fuller,
Hampton,
Harian,
Holcomb,
Kerr,
Langley,
Marsh,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starne,
Underwood,
Van Dorsten,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams.

The bill containing an emergency clause, and having received a two-thirds vote, was declared passed.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

Mr. Underwood presented a petition relating to submitting the temperance law to a vote of the people; which was laid on the table.

On motion of Mr Crawford,

House bill, No. 371, for "An act to enable counties, cities, townships, school districts, and other municipal corporations to take up and cancel outstanding bonds and other evidences of indebtedness, and to fund the same,"

Was taken up, and,

On motion of Mr. Solomon,

The Senate adhered to their amendment to the bill.

Mr. Bishop, from the committee on judiciary, to which was referred House bill, No. 155, for "An act to provide for the appointment of guardians of habitual drunkards, and prescribing the duties of such guardians," reported the same back, and recommended its passage.

The report of the committee was concurred in, and

House bill, No. 155, for "An act to provide for the appointment of guardians of habitual drunkards, and prescribing the duties of such guardians,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....36
Nays 00

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Early,
Eddy,

Messrs. Edsall,
Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Kerr,
Langley,
Marsh,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starne,
Underwood,
Van Dorston,
Vaughan,
Voria,
Washburn,
Whiting,
Wilkinson,
Williams.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, a Senate bill of the following title, to-wit :

Senate bill, No. 341, for "An act to make an appropriation to pay the debts of the State Reform School."

Mr. Crawford introduced

Senate bill, No. 429, for "An act making an appropriation for the payment of the officers and members of the next General Assembly, and for the salaries of the officers of the State government."

Which was read at large a first time, and

Ordered to a second reading.

At 10:30 o'clock A. M.,

The President announced the special order for the consideration of Senate bill, No. 410, for "An act to provide for the collection of revenue, and for the sale of real estate for non-payment of taxes or special assessments for State, county, municipal or other purposes."

The special order was then taken up, and the bill

Ordered engrossed and printed for a third reading.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred Senate bill, No. 392, for "An act to appropriate moneys to the Illinois State Horticultural Society," reported the same back with an amendment, in the nature of a substitute, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Langley, from the committee on military affairs, to which was referred a resolution, "requesting Congress to establish military schools in the different States," reported the same back by substitute, and recommended the adoption of the same.

Pending the consideration of the same,

The President announced the special order, being the consideration of Senate bill, No. 37, for "An act to establish and maintain a system of free schools," which was taken up.

The question being upon the adoption of the following amendment to the bill (Senate bill 37), offered February 9th, 1872, by Mr. Fuller,

Sec 68, Senate bill No. 37, amend report by striking out the word "four" in the second line (printed) after the word "of," and insert in lieu thereof the word "two;" also, strike out the word "four" in the

fourth line (printed), after the word "said," and insert in lieu thereof the word "two."

On motion of Mr. Fuller,

Five minutes additional time, under the rule, was extended to Mr. Holcomb to address the Senate upon the pending amendment.

Pending the consideration of the amendment,

At 12:28 o'clock P. M.,

On motion of Mr. Fuller,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

The special order, being consideration of Senate bill No. 37, was then resumed.

The question being upon the adoption of the amendment offered by Mr. Fuller,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 28
Nays 6

Those voting in the affirmative are,

Messrs. Allen,
Bangs,
Carter,
Crawford,
Daggett,
Donahue,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Harlan,
Kerr,
Langley,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Solomon,
Starna,
Underwood,
Vaughan,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Anderson,

Messrs. Hampton,
Holcomb,

Messrs. Van Dorston,
Washburn.

So the amendment was adopted.

Mr. Anderson then offered the following substitute for section 68, of Senate bill No. 37:

Amend by striking out section 68, and inserting as follows: "Section 68. There shall be levied, assessed and collected, an annual tax, in addition to the revenue for State purposes, upon all the taxable property of the State, to be used exclusively for the payment of teachers of our common free schools. Said annual levy shall be sufficient to pay the salaries of all the free school teachers in this State; and hereafter school directors shall only be required to assess and collect such amount of tax as may be required to build and repair school houses, and make such improvements and defray such other expenses as the directors may deem right and proper."

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 4
Nays 80

Those voting in the affirmative are,

Messrs. Anderson,
Holcomb,

Mr. Voria,

Mr. Washburn.

Those voting in the negative are,

Messrs. Alexander,
Allen,
Bangs,
Carter,
Crawford,
Daggett,
Donahue,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Kerr,
Langley,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starne,
Underwood,
Van Dorston,
Vaughan,
Whiting,
Wilkinson,
Williams,
Woodard.

So the amendment was lost.

On motion of Mr. Starne,

Indefinite leave of absence was granted Mr. Lanning.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and on the 13th day of February, 1872, laid before the Governor, for his approval, viz:

House bill, No. 752, for "An act to fix the fees of township collectors and county collectors, in counties not under township organization, for collecting the taxes of the year 1871, and to fix the fees of county treasurers for receiving and disbursing the revenue of 1871."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reports as having been properly enrolled, a bill of the following title, to-wit:

House bill, No. 752, an act to fix the fees of township collectors and county collectors, in counties not under township organization, for collecting the taxes of the year 1871, and to fix the fees of county treasurers for receiving and disbursing the revenue of 1871."

A message from the Governor, by E. B. Harlan, Private Secretary

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed a bill of the following title, to wit:

House bill, No. 752, for "An act to fix the fees of township collectors and county collectors, in counties under township organization, for collecting the taxes of the year 1871, and to fix the fees of county treasurers for receiving and disbursing the revenue of 1871."

Mr. Fuller then offered the following amendment to the report of the committee to Senate bill No. 37; which was adopted:

Amend report of amendment to section 71, by striking out the word "four," and inserting in lieu thereof the word "two."

Mr. Eddy offered the following amendment to report of the committee to Senate bill No. 37; which was lost:

Amend committee's substitute for section 80, Senate bill No. 37, by striking out all of said substitute from the word "section," in line 4, to and including the word "thereof," in line 79, (copy printed January, 1872.)

Mr. Pierce offered the following amendment to the report of the committee; which was adopted:

Amend the report of the committee by striking out of the substitute for section 80, the word "annually," in line 159.

Mr. Edsall offered the following amendment; which was lost:

Strike out of line 5, section 80, the word "two" and insert "three."

Mr. Edsall then offered the following amendment; which was adopted:

Strike out of line 5, section 80, the word "two" and insert "three."

Mr. Williams offered the following amendment; which was adopted:

Amend section 80, line 73, by inserting after the word "two," in said line, "conveyance of any."

Mr. Flagg offered the following amendments; which were adopted:

Section 23, line 4, after "inhabitants," insert "of such fractional township;" line 9, strike out "accordance" and insert "accordance."

Section 80, line 88, before "fire" insert "than;" line 98, after "or" insert "a."

Section 97, beginning of section insert "an act to establish and maintain a system of free schools, approved February 16, 1857."

Mr. Fuller offered the following amendment; which was adopted:

Strike out of the 9th printed line, section 97, the following words, "coming in conflict with the provisions of this act," and insert in lieu thereof the following, "and all general school laws of this State."

Mr. Flagg, from the committee on education, reported some additional amendments.

Mr. Eddy offered the following amendments to the additional report of the committee; which were accepted:

Amend the amendment of the Senator from Madison to section 33, division 3d, by inserting after the word "another," in line 7, the following: "or formation into a new;" also, by inserting after the word "and," in same line, the following: "when the prayer is for a transfer to another district;" also, by inserting after the word "district," in line 12, same division of same section, the following: "or form the same into a new district."

Mr. Flagg offered the following amendments; which were adopted:

Amend Senate bill No. 37, (substitute), as follows:

Section 7, line 4, strike out "Monday."

Section 11, line 5, strike out "an oath for the faithful discharge of the same," and insert "the oath prescribed by the constitution."

Section 16, line 2, after "apportion," strike out the word "of;" line 5, strike out "superintendency," and insert "superintendents."

Section 20, line 11, strike out "advise," and insert "advice."

Section 23, line 12, strike out "selected," and insert "elected."

Section 28, line 1, insert after "election," "nor at any other election held in pursuance of the provisions of this act."

Section 30, add to end of section, "when trustees are elected at town meetings as provided in section 27 of this act, the officer or officers whose duty it is to make returns of said township election shall make returns of such election of trustees to the county superintendent, within the time and subject to the same penalty for omission prescribed in this section." Line 6, strike out "file," and insert "deliver."

Section 32, line 8, strike out "office," and insert "offices;" line 16, strike out "and," and insert "or."

Section 34, line 4, after "for," insert "the compensation and."

At 5:55 o'clock P. M.,

On motion of Mr. Crawford,

The Senate adjourned until 10 o'clock A. M. to-morrow.

WEDNESDAY, FEBRUARY 14, 1872.

Senate met, pursuant to adjournment.

The journal of yesterday was being read, when,

On motion of Mr. Langley,

The further reading of the same was dispensed with.

On motion of Mr. Hampton,

Indefinite leave of absence was granted Mr. Nicholson on account of sickness in his family.

The roll of the Senate was then called, when

The following Senators (42) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Donahue,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jackson,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starna,
Strevel,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

On motion of Mr. Holcomb,

The special order, being consideration of House bill No. 237, was postponed until the consideration of Senate bill No. 37 should be completed.

On motion of Mr. Bishop,

Senate bill, No. 354, for "An act to provide for the registration of bonds issued to railroad companies of this State, by subscriptions or donations of counties, townships, cities and towns, and to legalize the vote authorizing the issue of said bonds,"

Was taken up, and

Ordered engrossed for a third reading.

On motion of Mr. Bishop,

Senate bill, No. 229, for "An act to increase the jurisdiction of county courts,"

Was taken up, and

Ordered engrossed for a third reading.

On motion of Mr. Bishop,

Senate bill, No. 280, for "An act to repeal so much of the registry law as requires registration in cities, towns villages and precincts containing less than five thousand inhabitants, and to establish registration in all cities, towns, villages and election precincts containing five thousand inhabitants,"

Was taken up, and

Ordered engrossed for a third reading.

Mr. Pierce, from the committee on state charitable institutions, to which was referred Senate bill, No. 325, for "An act making appropriations for the completion of the Northern Hospital and Asylum for the Insane, at Elgin, and for furnishing the chapel, main building and south wing thereof, and for repairing and erection of cottages for the reception of patients, and for other items," reported the same back with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Referred to the committee on finance.

The special order, being the consideration of Senate bill No. 37, for "An act to establish and maintain a system of free schools," was then resumed.

Mr. Flagg offered the following amendments to the bill; which were adopted:

Section 35, line 13, strike out "the teacher," and insert "the treasurer of the township in which the school was taught;" line 28, strike out "of such district," and insert "for such district."

Section 36, line 3, strike out "superintendents," and insert "superintendent;" line 9, strike out "Monday."

Section 40, line 1, after "townships," insert "and districts;" line 2, after "treasurer," add, "who is hereby constituted and declared to be the only lawful depository and custodian of all township and district school funds."

Section 42, line 19, end of line, strike out "order an election or;" lines 53 and 54, strike out "or shall have been assessed in such district for the year in which such election is held;" insert before "after," "within ten days;" line 58, after election, insert, "for failure to deliver said poll-book within the time prescribed, the judges shall be liable to the same penalty as is prescribed in section 30, which penalty may be recovered in the same manner as is provided in said section, and when collected shall be added to the district funds."

Section 43, line 6, strike out "the," before "State;" line 8, strike out "and."

Section 44, line 15, after "lies" insert "partly."

Section 45, line 6, after "part" insert "of;" line 18, after "rate" insert "required by the amount."

Section 48, line 10, strike out "may" and insert "shall."

Section 49, line 8, strike out "townships" and insert "township or district;" line 11, after "township" insert "or district."

Section 50, line 7, before "board" insert "county;" line 43, strike out "competitive."

Section 51, line 3, strike out "their" and insert "the."

Section 56, line 25, strike out "trustee" and insert "trustees."

Section 57, add at end of section, "where there is a surplus of funds in the treasurer's hands belonging to any school district, he may loan the same for the use and benefit of said district, upon the written request of the directors of such district, and not otherwise; and all such loans shall be on the same conditions as are prescribed in this section for the loaning of township funds."

Section 63, line 16, strike out "financial."

Section 66, line 13, strike out "rates" and insert "rents."

Section 70, line 16, after "auditor" insert "he;" strike out all after "debt" in the 25th line to the word "and" in the 28th line, and insert "in any court having competent jurisdiction."

Section 73, line 4, after "convert" strike out "any."

Section 79, line 2, after "cities" insert "having less than one hundred thousand inhabitants."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill No. 755, for "An act to provide the Governor with a contingent fund."

In the passage of which I am instructed to ask the concurrence of the Senate.

Mr. Senter offered the following amendment:

Amend by striking out all of section eight (b) after the word "thereby" in line seven.

Mr. Epler offered the following amendment to the amendment:

Amend by striking out section 8.

On motion of Mr. Richardson,

Debate on the pending amendment was closed.

The question being upon the adoption of the amendment,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 16
Nays 20

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bishop,
Bowman,
Bush,
Epler,

Messrs. Fuller,
Holcomb,
Landrigan,
Langley,
Marsh,

Messrs. Reddick,
Richardson,
Solomon,
Washburn,
Wilkinson.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Carter,
Crawford,
Daggett,
Donahue,
Eddy,

Messrs. Edsall,
Flagg,
Hampton,
Pierce,
Senter,
Starnes,
Strevell,

Messrs. Underwood,
Van Dorston,
Vaughan,
Whiting,
Williams,
Woodard.

So the amendment of Mr. Epler was lost.

Mr. Langley offered the following amendment to the amendment :

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas. 18
Nays. 19

Those voting in the affirmative are,

**Messrs. Allen,
Anderson,
Bishop,
Bowman,
Bush,
Carter,**

**Messrs. Edsall,
Epler,
Fuller,
Holcomb,
Landrigan,
Langley,**

**Mesura. Marsh,
Reddick,
Richardson,
Solomon,
Washburn,
Wilkinson.**

Those voting in the negative are,

**Messrs. Alexander,
Bangs,
Crawford,
Daggett,
Donahue,
Eddy,
Flagg,**

**Messrs. Hampton,
Pierce,
Senter,
Starnes,
Strevell,
Underwood,**

**Messrs. Van Dorston,
Vaughan,
Whiting,
Williams,
Woodard,
Mr. President.**

So the amendment to the amendment was lost.

The question being on the amendment offered by Mr. Senter,

And the yeas and nays being demanded,

It was decided in the negative, as follows:

{	Yeas.....	18
{	Nays.....	19

Those voting in the affirmative are,

**Messrs. Anderson,
Bowman,
Carter,
Eddy,
Edsall,
Fuller.**

**Messrs. Landrigan,
Langley,
Marsh,
Reddick,
Richardson,
Senter,**

**Mosura. Solomon,
Underwood,
Vaughan,
Voris,
Wilkinson,
Williams.**

Those voting in the negative are,

**Messrs. Alexander,
Allen,
Banga,
Bishop,
Bush,
Crawford,
Daggett,**

**Messrs. Donahue,
Epler,
Flagg,
Hampton,
Holcomb,
Nicholson.**

Monera Starne,
Strevell,
Van Dorston,
Washburn,
Whiting,
Woodard.

So the amendment was lost.

Mr. Fuller offered the following amendment to the bill:

Strike out section 9, Senate bill No. 37.

Pending the consideration of the same,

At 12:30 o'clock P. M.,

On motion of Mr. Bush,

The Senate adjourned until 8 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

Mr. Crawford, from the committee on finance, to which was referred House bill, No. 638, for "An act making an appropriation for the purpose of repairing and enlarging the supreme court houses at Mt.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

The special order, being the consideration of Senate bill No. 37, was then resumed.

The question being upon the adoption of the following amendment, offered by Mr. Fuller:

Strike out "section 9, Senate bill No. 37."

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 23
Nays 14

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bishop,
Bowman,
Bush,
Donahue,
Edsall,
Epler,

Messrs. Fuller,
Holcomb,
Landrigan,
Langley,
Marsh,
Reddick,
Richardson,
Senter,

Messrs. Solomon,
Starne,
Underwood,
Van Dorston,
Voris,
Washburn,
Wilkinson.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Carter,
Crawford,
Daggett,

Messrs. Early,
Eddy,
Flagg,
Pierce,
Strevell,

Messrs. Vaughan,
Whiting,
Williams,
Woodard,

So the amendment was adopted.

Mr. Whiting offered the following amendment; which was adopted:

Amend section 39, by adding after the word "societies," in 8th line, the following, "and for such other meetings as the directors may deem proper."

Mr. Edsall offered the following amendment; which was adopted:

Strike out of section 52 all after the words "shall not," in line 3; the words "a certificate," in line 4, and insert the words, "at the time of his employment have."

Mr. Langley offered the following amendment; which was adopted:

Amend section 48 by inserting after the word "suspension," in line 20, "and may provide that children under 12 years of age shall not be confined in school more than four hours daily."

Mr. Whiting offered the following amendment; which was adopted:

Amend section 47, by adding at end of section, "except to pay indebtedness contracted previous to the passage of this act."

Mr. Hampton offered the following amendment; which was adopted:

Amend section 17 by striking out all after the word "require," in line 6 and to the end of line 8, and insert the word "any" in place of the word "the," in line 9, and strike out the proviso at the end of said section.

Mr. Senter offered the following amendment; which was adopted:

Amend section 45 by striking out the words "returned by the assessor," in line 3, and insert the words, "as equalized by the State Board of Equalization."

Mr. Crawford offered the following amendments; which were adopted:

Strike out section 68, and insert "the common school fund of this State shall consist of the proceeds of a two mill tax, to be levied upon each dollar's valuation of the property in the State, annually, until otherwise provided by law, the interest on what is known as the 'School Fund Proper,' being three per cent. upon the net proceeds of the sales of the public lands in the State, one-sixth part excepted, and the interest on what is known as the surplus revenue, distributed by act of Congress, and made a part of the common school fund. Act of the Legislature, March 4th, 1837."

Strike out section 69, and insert, "the State shall pay the interest mentioned in the next preceding section, at the rate of six per cent. per annum, annually, to be paid into and become a part of said school fund."

Amend Sec. 47 by inserting after "people," in second line of printed bill, and insert, "at an election called and conducted as required in the 42d section of this act, a majority of the votes cast shall be necessary to authorize the directors to act."

Mr. Bangs offered the following amendment; which was adopted:

Amend section 78, by striking out of the 4th line the words "from and cause."

Mr. Senter offered the following amendment; which was adopted:

After the word "days," in 19th line of section 54, as printed, add the words "actually taught."

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bill of the following title, to-wit:

Senate bill, No. 415, for "An act to enable the county of Cook to issue bonds and borrow money for county purposes."

A message from the House of Representatives, by Mr. Hay:

Mr. President: I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, to-wit:

House bill, No. 703, for "An act to enable cities, villages and incorporated towns to contract for a supply of water for public use; to create and alter water districts, and to levy and collect a tax to pay for water so supplied."

House bill, No. 12, for "An act to authorize the establishment of savings banks."

House bill, No. 117, for "An act to provide for the organization and government of corporations for pecuniary profit."

House bill, No. 137, for "An act to protect contractors, sub-contractors and laborers in their claims against railroad companies or corporations, contractors and sub-contractors."

In the passage of which I am instructed to ask the concurrence of the Senate.

Mr. Holcomb offered the following amendment:

Amend Senate bill No. 37, by striking out section 8 and inserting the following:

“§ 8. The Superintendent of Public Instruction shall be the legal adviser of all school officers in this State, and when thereto requested by any such school officers, he shall give his opinion in writing on any question arising under the school laws of this State.”

The question being on the adoption of the amendment,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas 22
Nays 13

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Bowman,
Bush,
Crawford,
Edsall,
Epler,

Messrs. Fuller,
Holcomb,
Landrigan,
Langley,
Marsh,
Reddick,
Richardson;

Messrs. Senter,
Solomon,
Starne,
Underwood,
Voria,
Washburn,
Wilkinson.

Those voting in the negative are,

Messrs. Alexander,
Carter,
Daggett,
Eddy,
Flagg.

Messrs. Hampton,
Pierce,
Strevell,
Van Dorston,

Messrs. Vaughan,
Whiting,
Williams,
Woodard.

So the amendment was adopted.

Mr. Flagg offered the following amendment ; which was adopted :

Insert as section 9 : “The said State superintendent shall have power to direct and cause the county superintendent of any county, directors or board of trustees, or township treasurer of any township or other school officer, to report to him any violation of the provisions of this act, the penalty for which is a forfeiture of the funds distributed to townships or districts, and the steps taken to enforce such forfeiture.”

Mr. Whiting offered the following amendment ; which was adopted :

Amend section 44 by striking out from lines 3 and 4 the words, “with a list of the resident tax payers alphabetically arranged.”

Mr. Laangley offered the following amendment ; which was lost :

Amend Senate bill No. 37 by striking out section 19.

Mr. Solomon offered the following amendment ; which was adopted :

Amend Senate bill No. 37, section 33, by striking out the word “none,” in line one, and all of line two to the word “to.”

Mr. Richardson moved to adjourn ; which motion was lost.

Mr. Whiting offered the following amendment ; which was adopted :

Amend section 44 by striking out of lines 10 and 11 the words “and lists of tax payers,” and strike out of lines 13 and 14 the words “and lists aforesaid,” and strike out from lines 17 and 18 the words “with separate lists of resident tax payers.”

Mr. Flagg offered the following amendment ; which was adopted :

Strike out proviso in committee's amendment to section 33.

Mr. Underwood offered the following amendment ; which was adopted :

Amend section 83, line 5, by striking out the word “inhabitants” and insert “legal voters.”

Mr. Underwood offered the following amendment; which was adopted:

Section 48, line 12, strike out "at least once a month" and insert "from time to time as the good of the schools may require."

Mr. Washburn offered the following amendment; which was adopted:

Amend section 43 of Senate bill No. 37 by striking out the words "six months" in the first line and inserting "not less than five nor more than seven months in each year."

Mr. Vaughan offered an amendment to Senate bill No. 37.

At 6 o'clock P. M.,

On motion of Mr. Crawford,

The Senate adjourned until to-morrow at 10 o'clock A. M.

THURSDAY, FEBRUARY 15, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Prentice.

The journal of yesterday was being read, when,

On motion of Mr. Pierce,

The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (48) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Holcomb,
Jackson,
Jewett,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, to-wit:

House bill, No. 162, for "An act to repeal an act entitled 'an act to attach certain lands therein named to school district number six, in the town of Hallock, in Peoria county.'"

House bill, No. 449, for "An act to require State and county treasurers to deliver up bonds and coupons issued in aid of railroad or other corporations, which have been paid to any person or persons who may be authorized by any county, town or city, to receive the same."

House bill, No. 544, for "An act to authorize the county board or other bodies having control and management of the county affairs of the several counties of this State to take measures to enforce all laws in regard to the prevention of cruelty to animals."

House bill, No. 698, for "An act authorizing agricultural societies to sell, exchange, dispose of and convey lands."

House bill, No. 769, for "An act to prevent the keeping of common gaming houses, and to prevent gaming."

In the passage of which I am instructed to ask the concurrence of the Senate.

On motion of Mr. Anderson,

House bill, No. 638, for "An act making an appropriation for the purpose of repairing and enlarging the supreme court houses at Mt. Vernon, and Ottawa, Illinois."

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 33
Nays..... 4

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Bangs,
Bowman,
Carter,
Daggett,
Early,
Eddy,
Edsall,
Flagg,
Fuller,

Messrs. Holcomb,
Jewett,
Landrigan,
Langley,
Marsh,
McNulta,
Pierce,
Reddick,
Richardson,
Senter,
Solomon,

Messrs. Starnes,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Allen,
Bishop,

Mr. Donahue,

Mr. Hampton.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

On motion of Mr. Pierce,

The special order for the consideration of Senate bill No. 37, was then postponed until 3 o'clock P. M.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly enrolled, a bill of the following title, to-wit :

House bill, No. 155, for "An act to provide for the appointment of guardians of habitual drunkards, and prescribing the duties of such guardians,"

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reports having, on the 15th day of February, 1872, laid before the Governor, for his approval, a bill of the following title, to-wit :

House bill, No. 155, for "An act to provide for the appointment of guardians of habitual drunkards, and prescribing the duties of such guardians."

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 58, for "An act to provide for a botanical survey of the State of Illinois," reported the same back, and recommended it be laid on the table.

The report of the committee was concurred in, and the bill

Ordered to lie on the table,

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 248, for "An act to regulate the executive department, and to fix the number of clerks and employees therein, and to fix their compensation," reported the same back, and recommended it be laid on the table.

The report of the committee was concurred in, and the bill
Ordered to lie on the table.

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 387, for "An act making appropriation of \$25,000 to Douglas monument," reported the same back, and recommended it lie on the table until 4th July, 1872.

The report of the committee was concurred in, and the bill
Ordered to lie on the table until 4th July, 1872.

Mr. Crawford, from the committee on finance, to which was referred Senate bill No. 135, for "An act to provide for the sale of lands belonging to the State of Illinois, and situated in Bond county," reported the same back, and recommended it be laid on the table until 4th July, 1872.

The report of the committee was concurred in, and the bill
Ordered to lie on the table until the 4th of July, 1872.

Mr. Crawford, from the committee on finance, to which was referred the following resolution, reported as follows :

The finance committee, to which was referred the message from the Governor, with statement of moneys received and paid out by him from funds subject to his order, accompanied with vouchers, beg leave to report that they have examined said statement and compared it with the vouchers and find them to agree, and that such funds have been properly expended, and would recommend that said statement be entered upon the journal of the Senate, and that the vouchers be returned to the Governor.

A. CRAWFORD,
Chairman.

The report of the committee was concurred in.

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILL., *January 26, 1871.*

HON. JOHN DOUGHERTY, *President of the Senate :*

In compliance with the requirements of the seventh section of the fifth article of the constitution, I have the honor to furnish to the General Assembly an account of all moneys received and paid out by me from any funds subject to my order, with vouchers therefor, so far as they have been kept by me.

The vouchers for moneys expended by me, from the appropriations under my control, before the 8th day of August, A. D. 1870, are in the Auditor's office :

Appropriations for "fuel and lights for the executive mansion, and to pay the expenses of keeping the same, and the grounds thereto, in repair, payable quarterly upon the order of the Governor ;" act approved March 11, 1869, \$4,500 per annum.

The amount of this appropriation has been drawn to the 31st day of December, 1870, and treated as an appropriation for the general objects of the act, and by way of addition to the salary of the Governor.

Appropriation for contingent fund of "a sum not exceeding \$10,000, subject to the order of the Governor, for defraying all such expenses as are unforeseen by the General Assembly, and not otherwise provided for by law—payments to be made from time to time upon bills of particulars certified by the Governor," act approved March 11, 1869.

Of this fund the amount of \$8,890 85 has been expended, for the purposes set forth in the following statement:

E. P. Niles, for examining and preparing war claims in April, 1869.....	\$150 00
" " " " May, 1869.....	140 00
V. Hickox, agent, for transportation.....	8 00
R. H. Green, for ferreting out band of counterfeiters, and expenses while so employed	100 00
A. E. Darling, frame for Governor's portrait	64 50
For transportation of disabled soldiers and arrest of counterfeiters....	500 00
Geo. M. Brinkerhoff, for expenses incurred under railroad debt law, by order of Governor	88 54
Joseph Utley, expenses incurred in visiting Washington, D. C., by order of the Governor.....	126 25
C. C. Howorth, freight on frames for portraits of Abraham Lincoln and Stephen A. Douglas	48 40
O. H. Miner, for services and expenses visiting penitentiary, at request of Governor A. E. Darling, frames for portraits of Abraham Lincoln and Stephen A. Douglas..	41 00
W. C. Rick, for arresting and detaining supposed kidnappers, on Governor's orders Chicago & Alton Railroad Company, for transportation of disabled soldiers, on the Governor's order.....	881 60
H. Dilger, Adjutant General, for expense of firing salute in memory of Gen. Geo. H. Thomas	35 50
C. S. Zane, for legal services in suit of G. W. Chatterton, vs. Auditor Public Accounts and others.....	76 80
E. B. Herndon, for legal services in suit of G. W. Chatterton vs. Auditor Public Accounts and others	78 00
McKee, Fishback & Co., for advertising Governor's proclamation offering reward, &c., in Missouri Democrat	100 00
S. T. Mayo, for services and expenses examining accounts of Illinois penitentiary.	100 00
J. Bunn, for cabinet of insects belonging to estate of late Benj. D. Walsh, purchased by State Entomologist for the State, including 7 months pay due Dr. Walsh at the time of his death, at \$166 33 per month.....	6 00
A. E. Darling, frame for Governor's portrait	74 80
E. B. Harlan, for expenses in going to Monmouth, Illinois, to quell a disturbance of the peace, by order of the Governor.....	2,500 00
Aug. 11, 1870—H. Dilger, for expenses in going to Monmouth, Illinois, to quell a disturbance of the peace, by order of the Governor, voucher No. 1	114 55
Aug. 22, 1870—Chas. A. Hill, for services in the case of the petition of Wm. M. Jackson, a convict in the penitentiary, for a writ of habeas corpus, voucher No. 2.....	23 30
Aug. 31, 1870—Chicago & Alton Railroad Company, for transportation of disabled soldiers, on Governor's order, as per voucher No. 3	22 55
Sept. 15, 1870—J. F. Rittenhouse, for services as special messenger to Governor of Arkansas, for the arrest of an escaped convict, as per voucher No. 4.....	35 00
Sept. 23, 1870—Aug. C. Campbell, for receiving and forwarding census returns from northern district Illinois, in time for apportionment, voucher No. 5.....	,0 20
Sept. 23, 1870—F. W. Tracy, cashier, for amount due J. F. Rittenhouse, for arresting Harry Williams, a fugitive from justice, voucher No. 6..	100 00
Oct. 13, 1870—A. L. Ide, part pay for heating apparatus for Second Presbyterian church, for use of House of Representatives, voucher No. 7....	28 00
	60 00
	2,000 00

Nov. 21, 1870—A. L. Ide, part pay for heating apparatus, for Second Presbyterian Church, for use of House of Representatives, voucher No. 8....	\$1000 00
Nov. 25, 1870—H. Dilger, for expenses while accompanying the Governor on a tour of inspection of State institutions, voucher No. 9.....	18 00
Nov. 28, 1870—Wm. LeBaron, for cabinet to preserve entomological collection, voucher No. 10.....	150 00
Nov. 28, 1870—Wm. LeBaron, engraving for report of State Entomologist, voucher No. 11.....	35 00
Dec. 3, 1870—A. J. Babcock, part pay for water closets, &c., Second Presbyterian Church, for use of House of Representatives, voucher No. 12....	500 00
Dec. 23, 1870—John T. Jones, for services and expenses in serving process on Cook county collectors, &c, at request of Auditor, voucher No. 13.....	40 00
Dec. 31, 1870—John M. Palmer, for personal expenses in visiting State institutions, voucher No. 14.....	29 00
Dec. 31, 1870—C. & N. W. R. R. Co., transportation for disabled soldiers, voucher No. 15.....	6 00
Jan. 3, 1871—Chicago & Alton Railroad Co., transportation for disabled soldiers, voucher 16.....	19 50
Jan. 10, 1871—H. Dilger, services superintending architect, Second Presbyterian Church, for use of House of Representatives, voucher No. 17....	75 00
Jan. 19, 1871—T., W. & W. Ry. Co., transportation for disabled soldiers, voucher No. 18.....	5 36

Total \$8,890 85
 Balance unexpended 1,109 15

Appropriation "to Governor's office for postage, stationery, telegraphing, furniture and repairs of office, and other incidental expenses, a sum not exceeding \$4,000, to be paid on bills of particulars certified by him," act approved March 11, 1869.

Of this appropriation the sum of \$2,354 10 has been expended for the purposes set forth in the subjoined statement :

1869 Wm. A. Luttrell, services as page.....	\$167 00
" Newspapers	36 00
" Telegraphing and express charges	122 75
" Painting, carpeting and repairs of office.....	562 78
" Stationery	141 25
" Postage and box rent	62 95
" Blank books	57 00
1870 Telegrams to Aug. 8.....	78 60
" Postage, to August 8.....	160 00
" Express charges, to August 8.....	50
" Articles furnished for office as per bills filed in Auditor's office.....	32 75
" Stationery	77 50
" Newspapers for office.....	36 00
" Repairs of office.....	16 25
" Page in office to August 8.....	234 00
" Telegrams from August 8 to date, see vouchers marked "A".....	52 55
" Postage from August 8 to date, see vouchers marked "B".....	72 97
" Express charges from August 8, see voucher "C".....	35
" Page in office from August 8 to date, see vouchers marked "D".....	180 00
" Ice from August 8, voucher "E".....	31 60
" Blank books, see voucher "F".....	74 50
" Furniture for office, see voucher "G".....	130 00
" J. R. Mosser, pay as extra clerk in office, see voucher "H".....	72 00
" J. & J. W. Bunn, articles furnished as per voucher "I".....	4 80

Total \$2,354 10
 Balance unexpended..... 1,645 90

Appropriation of "thirty-six hundred dollars, for the purpose of furnishing the executive mansion, subject to the order of the Governor, and to be used by him at his discretion for the purpose aforesaid," act March 11, 1869.

The amount of this appropriation has been expended for the purposes set forth in the act, for many articles of furniture, of which no detailed account has been kept.

Appropriation of \$8,900, "to defray the necessary expenses incurred in repairing and improving the executive mansion, and for the erection of an ice house and vegetable cellar for the use of said mansion," act approved March 11, 1869.

Of this appropriation the amount of \$7,803 71 has been expended, as follows:

Amount expended for repairs as per contract.....	\$6,786 12
John Armstrong, for repairs, see voucher.....	1,067 59
Total	\$7,803 71
Amount unexpended	1,096 29

JOHN M. PALMER.

Mr. McNulta, from the committee on corporations, to which was referred a substitute for House bill, No. 596, for "An act to authorize the formation of corporations for the investment of money on real and personal property in this State," reported the same back and recommended it be laid on the table and 250 copies printed.

The report of the committee was concurred in, and the bill

Ordered to lie on the table and 250 copies printed.

Mr. McNulta, from the committee on corporations, to which was referred Senate bill, No. 216, for "An act concerning corporations, and for the regulation of the managers, agents and officers thereof," reported the same back with amendments, and recommended that they be printed.

The report of the committee was concurred in, and 250 copies of the amendments ordered to be printed.

Mr. Underwood, from the committee on judiciary, to which was referred House bill No. 341, for "An act to regulate the practice in courts of chancery," reported the same back with amendments, and recommended that the amendments be adopted and printed.

The report of the committee was concurred in, and 250 copies of the amendment ordered printed.

Mr. Pierce, from the committee on state charitable institutions, to which was referred Senate bill, No. 374, for "An act to make appropriation to construct and complete the Southern Insane Asylum at Anna, and for furnishing the same," reported the same back with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Referred to the committee on finance.

Mr. Pierce, from the committee on state charitable institutions, to which was referred Senate bill, No. 383, for "An act to provide for the appointment of a soldiers' orphans' agent, and for the disposition, distribution and maintenance of the children of the Soldiers' Orphans' Home, located at Normal," reported the same back and recommended it be laid on the table, and 250 copies be printed.

The report of the committee was concurred in, and the bill

Ordered to lie on table and 250 copies printed.

Mr. Pierce, from the committee on expenditures of the general assembly, to which was referred Senate bill, No. 364, for "An act making an appropriation for the payment of certain contingent expenses of the General Assembly heretofore unprovided for," reported the same back and recommended it be laid on the table until the 4th of July, 1873.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table until the 4th of July, 1873.

Mr. Pierce, from the committee on expenditures of the general assembly, to which was referred Senate bill, No. 356, for "An act to provide the number of employees of the General Assembly, and to fix the pay of the same," reported the same back with amendments in the nature of a substitute, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill
Ordered engrossed and printed for a third reading.

Mr. Langley called up the following amendment to his resolution, relating to the establishing military schools in the different States:

WHEREAS the safety of our country demands some effective organization of its military power, or at least some ready means of procuring such organization at need; and whereas the State militia system has proven cumbersome and wholly inefficient; and whereas the single military school at West Point is manifestly insufficient to meet the present and increasing necessities of the several States and of the whole country; and whereas Congress already requires instruction in military tactics in the agricultural colleges and industrial universities organized by the different States in pursuance of a law of Congress, but without furnishing adequate means to carry on such instruction in addition to other works required of those institutions; and whereas, further, these schools, if properly sustained, would afford to each State and to the country a large number of intelligent and well drilled officers and effective soldiers at less than the present cost of maintaining a single regiment of infantry; therefore,

Resolved by the Senate, the House of Representatives concurring herein, That our Senators and Representatives in Congress be requested to procure the passage of a law providing an annual appropriation of not less than ten thousand dollars, to be expended under the direction of each State in which a college or industrial university, founded on a congressional grant of lands, may be established and in operation, with an actual attendance of one hundred male students, for the purpose of enlarging the present facilities for imparting a more thorough military education, as well as to pay, in part, the salaries of necessary officers, professors and instructors, and also, that our said Senators and Representatives be further requested to provide for furnishing the necessary arms, accoutrements, camp and garrison equipage and ammunition for the use of such colleges and universities.

The report of the committee was adopted.

The question then being upon the adoption of the amendment as amended,

Mr. Alexander moved the previous question,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 16
Nays..... 21

Those voting in the affirmative are,

Messrs. Alexander,
Bishop,
Carter,
Crawford,
Daggett,
Early,

Messrs. Eddy,
Marsh,
Pierce,
Reddick,
Senter,

Messrs. Strevell,
Van Dorston,
Vaughan,
Washburn,
Woodard.

The question then being upon concurring with the committee in the adoption of the report of the select committee relating to receding from the amendment adopted by the Senate to House bill No. 586,

On motion of Mr. Bishop,

The previous question was ordered.

The question then being upon receding from the amendment of the Senate and agreeing to the passage of House bill No. 586,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas.....17
Nays.....21

Those voting in the affirmative are,

Messrs. Alexander,
Daggett,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Jewett,
Langley,
Marsh,
McNulta,
Reddick,

Messrs. Stravell,
Van Dorston,
Voris,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Bishop,
Bowman,
Bush,
Carter,
Crawford,

Messrs. Donahue,
Hampton,
Holcomb,
Hunter,
Landrigan,
Pierce,
Senter,

Messrs. Solomon,
Starne,
Underwood,
Vaughan,
Washburn,
Wilkinson,
Williams.

So the Senate refused to recede from the amendment.

Mr Crawford, from the select committee, to which was referred resolutions relating to adjournment, reported the same back and recommended they be laid on the table.

The report of the committee was concurred in, and the resolutions Ordered to lie upon the table.

Mr. Jewett introduced

Senate bill, No. 430, for "An act to amend an act entitled 'an act act to cede jurisdiction to the United States over certain lands, and for the purchase and condemnation thereof,' approved December 14th, A. D. 1871."

Which was read at large a first time, and,
Ordered to a second reading.

Mr. Richardson introduced

Senate bill, No. 431, for "An act providing for the disposition of moneys in the hands of the State Treasurer belonging to counties, cities, towns, townships or municipalities."

Which was read at large a first time, and,

On motion of Mr. Richardson,

Referred to the committee on municipalities.

Mr. Marsh introduced

Senate bill, No. 432, for "An act to make an appropriation for carrying on the work on the new State House."

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on public buildings.

Mr. Bishop introduced

Senate bill, No. 433, for "An act to make the certificates of the register or receiver of any land office of the United States *prima facie* evidence."

Which was read at large a first time, and

Ordered to a second reading.

Senate bill, No. 400, for "An act to provide for the payment of deficiency of former appropriations for the current expenses of the Illinois State Penitentiary,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas..... 27
Nays 8

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Carter,
Crawford,
Daggett,
Donahue,
Early,
Eddy,
Flagg,

Messrs. Fuller,
Hampton,
Holcomb,
Hunter,
Langley,
Marsh,
McNulta,
Pierce,
Reddick,

Messrs. Senter,
Strevel,
Underwood,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Bowman,
Bush,

Messrs. Jewett,
Landrigan,
Richardson,

Messrs. Starnes,
Williams.

The bill containing an emergency clause, and not having received a two-thirds vote, was declared lost.

Mr. Jewett entered a motion to reconsider the vote whereby Senate bill No. 400 lost.

Senate bill, No. 341, for "An act to make an appropriation to pay the debts of the State Reform School,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....27
Nays 7

Those voting in the affirmative are,

Messrs. Alexander,
Carter,
Daggett,
Donahue,
Early,
Eddy,
Flagg,
Fuller,
Hampton,

Messrs. Holcomb,
Hunter,
Jewett,
Landrigan,
Langley,
Marsh,
McNulta,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Strevel,
Underwood,
Vaughan,
Whiting,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Bishop,

Messrs. Bowman,
Bush,

Washburn,
Wilkinson.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. Richardson,

At 12:30 o'clock, the Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

On motion of Mr. Early,

The special order, being consideration of Senate bill No. 37, was postponed until to-morrow at 10 o'clock A. M.

Senate bill, No. 120, for "An act to incorporate and to govern fire and marine, inland navigation, and life insurance companies doing business in the State of Illinois,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 1
Nays 4

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bishop,
Bush,
Carter,
Daggett,
Donahue,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Langley,
Marsh,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Strevell,
Underwood,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Crawford,
Pierce,

Mr. Sterne,

Mr. Voris.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 275, for "An act to secure to all persons freedom in the selection of an occupation, profession or employment,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 28
Nays 7

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Carter,
Crawford,
Daggett,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Holcomb,
Hunter,
Langley,
Marsh,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Strevell,
Underwood,
Van Dorston,
Voris,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Bush,
Donahue,

Messrs. Jewett,
Sterne,

Messrs. Washburn,
Williams.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 414, for "An act concerning the increase of the jurisdiction of justices of the peace and police magistrates,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....28
Nays..... 6

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bush,
Carter,
Crawford,
Daggett,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Marsh,
Pierce,
Reddick,
Senter,

Messrs. Solomon,
Starnes,
Strevel,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Donahue,

Messrs. Jewett,
Richardson,

Messrs. Underwood,
Van Dorston.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 360, for "An act giving county boards control of county convicts, and to provide workhouses for, and the employment of such convicts,"

Was taken up and read at large a third time.

Mr. Hunter moved to refer the bill to the committee on the judiciary; which motion was lost.

Senate bill, No. 360, for "An act giving county boards control of county convicts, and to provide work houses for, and the employment of such convicts,"

Having been printed, and read at large a third time,

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 32
Nays..... 3

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bishop,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Early,
Eddy,

Messrs. Edsall,
Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
McNulta,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Solomon,
Underwood,
Van Dorston.
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson.
Williams,
Woodard.

Those voting in the negative are,

Mr. Jewett,

Mr. Langley,

Mr. Strevel.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, a Senate bill of the following title, to-wit:

Senate bill, No. 354, for "An act to provide for the registration of bonds issued to railroad companies of this State, by subscriptions or

donations of counties, townships, cities and towns, and to legalize the vote authorizing the issue of said bonds."

Senate bill, No. 368, for "An act relating to savings banks and institutions for savings," was taken up, and

Having been printed, was read at large a third time.

On motion of Mr. Eddy,

The bill was recommitted to the committee on banks and banking.

Senate bill, No. 376, for "An act relating to the election, duties and compensation of assessors and collectors in certain cities, in counties under township organization,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 28
Nays 4

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bush,
Carter,
Daggett,
Donahue,
Eddy,

Messrs. Edsall,
Fuller,
Holcomb,
Jewett,
Langley,
Marsh,
McNulta,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Underwood,
Van Dorston,
Vaughan,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Crawford,
Hampton,

Mr. Hunter,

Mr. Washburn.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 379, for "An act to authorize trustees, or boards of directors of benevolent institutions, to sell real estate,"

Was taken up, read at large a third time, and

Postponed by common consent.

Senate bill, No. 385, for "An act to prescribe the amount of service and fix the pay of police commissioners, and to provide for the trial and removal or discharge of officers or policemen from the police force in counties containing more than three hundred thousand inhabitants,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 31
Nays 1

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Early,
Eddy,

Messrs. Edsall,
Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Marsh,
McNulta,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Strevell,
Underwood,
Vaughan,
Wilkinson,
Williams,
Woodard.

Mr. Washburn voted in the negative.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 393, for "An act providing for conveying convicts to the penitentiary,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas..... 24
Nays 9

Those voting in the affirmative are,

Messrs. Alexander,
Bishop,
Bush,
Carter,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Holcomb,
Jewett,
Marsh,
McNulta,
Pierce,
Senter,

Messrs. Solomon,
Strevell,
Underwood,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Crawford,

Messrs. Daggett,
Donahue,
Hunter,

Messrs. Reddick,
Richardson,
Williams

Mr. Crawford then entered a motion to reconsider the vote by which Senate bill No. 393 was lost.

At 6:10 o'clock P. M.,

On motion of Mr. Eddy,

The Senate adjourned until 10 o'clock A. M., to-morrow.

FRIDAY, FEBRUARY 16, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Rutledge.

The journal of yesterday was being read, when,

On motion of Mr. Bush,

The further reading of the same was dispensed with.

On motion of Mr. Holcomb,

Leave of absence was granted Mr. Early until Tuesday, February 27, 1872.

Leave of absence was granted Mr. Underwood during to-morrow.

On motion of Mr. Anderson,

Leave of absence was granted Mr. Bowman on account of sickness.

The roll of the Senate was then called, when

The following Senators (47) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Boyd,

Messrs. Bush,
Carter,
Crawford,
Daggett,
Donahue,
Early,
Eddy,

Messrs. Edsall,
Epler,
Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,

Messrs. Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,

Messrs. McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,
Solomon,
Strevell,
Underwood,

Messrs. Van Dorston,
Vaughan,
Voria,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Alexander moved to postpone the special order, being consideration of Senate bill No. 37, until the Senate had finished the regular orders; which motion was lost.

The special order, being the consideration of Senate bill No. 37, was taken up.

Mr. Flagg offered the following amendment to the bill; which was adopted:

Amend section 7, line 1, by striking out words "at least ten days" and insert in lieu thereof the following: "on or before the 15th day of December."

Mr. Vaughan offered the following amendment to the bill:

Amend Senate bill No. 37 by adding after the word "election," in section 42, 52d line, the words "for school directors or."

Mr. Fuller offered the following substitute for Mr. Vaughan's amendment; which was adopted:

Amend amendment by striking out all after the word "performed," 51st line, to and including the word "year," in 53d line, section 42.

Mr. Hampton offered the following amendment; which was lost:

Amend Senate bill No. 37, section 36, by striking out all of said section after the word "require," in line 31.

Mr. Williams offered the following amendment:

Amend section 39, by inserting after "site," in line 9, the words "or the buildings or other property;" strike out "has" and insert "have," in 10th line.

Mr. Edsall offered the following amendment to the amendment; which was adopted:

Strike out of the amendment the words "other property."

The amendment, as amended, was then adopted.

Mr. Williams offered the following amendment; which was adopted:

Amend section 6, by inserting after the word "some," in line 6, the word "examining."

Mr. Flagg offered the following amendment; which were adopted:

Amend section 33, line 59, by inserting after "valuation," "*Provided*, That the *bona fide* debts, if any, of the old district shall first be deducted and the balance charged and credited as aforesaid."

Mr. Kerr offered the following amendment; which was adopted:

Add to section 63: "He shall also, annually, in the month of October, present such exhibit to the county superintendent of schools for his county, together with all the books, papers and vouchers in his possession in relation thereto."

Mr. Flagg offered the following amendment; which was adopted: Amend section 50, line 3, by inserting after the word "geography," "the elements of the natural sciences;" in line 18, after the word "geography," the words "the elements of the natural sciences."

On motion of Mr. Pierce.

Senate bill No. 37, and amendments, was then referred to a special committee of three, to be appointed by the chair.

The President appointed Messrs. Flagg, Fuller and Pierce, such committee.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bills of the following titles, to-wit:

Senate bill, No. 280, for "An act to repeal so much of the registry law as requires registration in cities, towns, villages and precincts containing less than five thousand inhabitants, and to establish registration in all cities, towns, villages and election precincts containing five thousand inhabitants."

Senate bill, No. 356, for "An act to provide the number of employees of the General Assembly, and to fix the pay of the same."

Senate bill, No. 340, for "An act in regard to roads and bridges,"

Senate bill, No. 296, for "An act to make appropriation for the construction and completion of Southern Illinois Normal University."

On motion of Mr. Bishop,

The special order, being consideration of House bill No. 237, was postponed until bills on third reading were disposed of.

Senate bill, No. 229, for "An act to increase the jurisdiction of county courts,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 31
Nays 5

Those voting in the affirmative are,

**Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bush,
Carter,
Crawford,
Daggett,
Eddy,
Edsall.**

**Messrs. Epler,
Flagg,
Hampton,
Holcomb,
Jewett,
Landrigan,
Langley,
Marsh,
McNulta,
Pierce.**

**Messrs. Reddick,
Senter,
Solomon,
Stearne,
Strevell,
Underwood,
Vaughan,
Washburn,
Williams,
Woodard.**

Those voting in the negative are,

**Messrs. Fuller,
Hunter.**

**Messrs. Kerr,
Whiting.**

Mr. Wilkinson.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 403, for "An act to provide for the copying of old or damaged public record books,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 37
Nays..... 00

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bush,
Carter,
Crawford,
Daggett,
Eddy,
Edsall,
Epler,
Flagg,

Messrs. Fuller,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Landrigan,
Langley,
McNulta,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starne,
Strevell,
Underwood,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. Epler,

House bill, No. 237, for "An act to provide for the removal of county seats,"

Was made the special order for Tuesday, February 20, 1872, at 3 o'clock P. M.

Leave of absence was granted Mr. Marsh until Tuesday next.

On motion of Mr. Jewett,

Senate bill, No. 415, for "An act to enable the county of Cook to issue bonds and borrow money for county purposes,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 36
Nays 1

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bush,
Carter,
Crawford,
Daggett,
Eddy,
Edsall,
Epler,

Messrs. Flagg,
Fuller,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Landrigan,
Langley,
McNulta,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Vaughan,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Washburn voted in the negative.

The bill containing an emergency clause, and having received a two-thirds vote, was declared passed.

Mr. Jewett then offered the following amendment to the title of the bill; which was adopted:

Amend title to Senate bill No. 415, by striking out the words, "the county of Cook," and inserting in lieu thereof the words, "counties having over one hundred thousand inhabitants."

Ordered that the title be as amended, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Bush introduced

Senate bill No. 434, for "An act to amend the city charter of cities in counties having, by the last federal census, a population of 21,449."

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the Cook county Senators.

Senate bill, No. 354, for "An act to provide for the registration of bonds issued to railroad companies of this State by subscriptions or donations of counties, townships, cities and towns, and to legalize the vote authorizing the issue of said bonds,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 27
Nays 6

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Carter,
Daggett,
Eddy,
Epler,

Messrs. Flagg,
Fuller,
Harlan,
Jewett,
Kerr,
McNulta,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starnes,
Underwood,
Vaughan,
Voris,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Crawford,
Edsall,

Messrs. Holcomb,
Landrigan,

Messrs. Strevell,
Washburn.

Mr. Bishop offered the following amendment to the title of the bill; which was adopted:

Strike out the words "and to legalize the vote authorizing the issue of said bonds."

Ordered that the title be as amended, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Reddick entered a motion to reconsider the vote whereby the bill (Senate bill No. 354) was passed.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 660, for "An act in regard to cartways, roads and bridges in counties not under township organization."

In the passage of which I am instructed to ask the concurrence of the Senate.

On motion of Mr. Harlan,

Mr. Reddick's motion to reconsider the vote whereby Senate bill No. 354 was passed, was taken up, and

On motion of Mr. Alexander,

The motion to reconsider was laid on the table.

On motion of Mr. Jewett,

Senate bill, No. 416, for "An act to provide for the re-assessment and taxation of property, where the records of assessment have been lost or

destroyed, and to authorize the re-assessment of taxes in certain cases," was taken up, and

Referred to the committee on judiciary and Mr. Washburn.

At 12:52 o'clock P. M.,

On motion of Mr. Anderson,

The Senate adjourned until 8 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

On motion of Mr. Voris,

Leave of absence was granted Mr. Washburn until Tuesday.

On motion of Mr. Strevell,

Leave of absence was granted Mr. Holcomb until Tuesday next.

On motion of Mr. Bush,

A call of the Senate was ordered, when

The following Senators (27) answered to their names:

Messrs. Allen,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Eddy,
Edsall,
Epler,

Messrs. Hunter,
Jewett,
Kerr,
Langley,
McNulta,
Reddick,
Richardson,
Senter,
Solomon,

Messrs. Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Wilkinson,
Williams,
Woodard.

On motion of Mr. Edsall,

Further proceedings under the call were dispensed with.

A message from the Governor, by E. B. Harlan, Private Secretary.

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT,
SPRINGFIELD, February 16, 1872.

HON. JOHN DOUGHERTY, *President of the Senate* :

I have the honor to lay before the General Assembly the following papers:

A communication from Richard D. Cutts, of the coast survey, on the subject of extending the triangulations of the coast survey.

A communication from His Excellency the Governor of New York, relating to the Washington National Monument.

A communication from His Excellency the President of the United States, relating to the treaty concluded between the United States and Great Britain, May 8th, 1871.

To all of which I respectfully invite your careful consideration.

JOHN M. PALMER.

STATE OF NEW YORK, EXECUTIVE CHAMBERS,
ALBANY, June 15, 1871.

To His Excellency the Governor of Illinois :

SIR: I transmit herewith a copy of an act passed at the last session of the Legislature of this State, entitled "An act to make a contribu-

tion toward the completion of the Washington National Monument," and request that you will, at the proper time, communicate the same to the Legislature of your State.

Very respectfully, your obedient servant,

JOHN T. HOFFMAN.

AN ACT to make a contribution toward the completion of the Washington National Monument, passed April 20, 1871, by a two-third vote.

SECTION 1. *The people of the State of New York represented in the Senate and Assembly, do enact as follows:* The sum of ten thousand dollars is hereby appropriated as the contribution of the State of New York, to be paid by the Treasurer, on the warrant of the Comptroller, to the Treasurer of the National Washington Monument Society, whenever the Governor shall certify that he is satisfied a sufficient sum has been subscribed from other sources, to enable said society to resume work with a reasonable prospect of completing the obelisk or shaft.

§ 2. A copy of the foregoing shall be transmitted by the Governor to the Governors of other States of the Union, with a request that they communicate the same to the Legislatures of their respective States.

WASHINGTON CITY, December 16, 1871.

HON. JOHN M. PALMER, *Governor of Illinois:*

SIR: In the "act making appropriations for sundry civil expenses of the Government for the year ending June 30, 1872, and for other purposes," passed by Congress, and approved by the President, 1871, the following paragraph occurs, under the title of "Survey of the Coast:"

"For extending the triangulation of the coast survey so as to form a geodistic connection between the Atlantic and Pacific coasts of the United States, including compensation of civilians engaged in the work, per act of March 3, 1843: *Provided*, that the triangulation shall determine points in each State of the Union which shall make requisite provision for its own topographical and geological surveys."

The geodistic connection, under the above authority, was started in July last, in the vicinity of St. Louis, and the secondary triangulation already extends for some distance in the State of Illinois. The assistants in the survey, who are employed on this duty, must necessarily have the right to enter upon private lands, erect signals and secure the stations for future use, either for National or State purposes; and I would therefore respectfully request that you would recommend to the Legislature of Illinois the passage, at its present session, of a law similar to the laws passed by the seaboard States, for the protection of the signals and stations of the triangulation and of the officers engaged in its execution, and for the assessment of damages in case of disagreements as to the extent of the injury which may be occasionally and unavoidably done to private property during the progress of the work.

I have the honor to be,

Very respectfully,

Your obedient servant,

RICHARD D. CUTTS,

Assistant in Charge, Secondary Triangulation.

At a General Assembly of the State of Connecticut, held at Hartford, in said State, on the first Monday of May, in the year of our Lord one thousand eight hundred and sixty-one:

AN ACT relating to the survey of the coast of Connecticut.

SECTION 1. *Be it enacted by the Senate and House of Representatives in General Assembly convened*, Persons employed under an act of the Congress of the United States, passed the tenth day of February, in the year 1807, and the supplements thereto, may enter upon lands within this State for any purpose which may be necessary to effect the objects of said acts, and may erect works, stations, buildings, or appendages for that purpose, doing no unnecessary injury.

§ 2. If the parties interested cannot agree upon the amounts to be paid for damages caused thereby, either of them may petition the county commissioners of the county in which the land lies, who shall appoint a time for a hearing, as soon as may be, and order at least fourteen days' notice to all persons interested, and with or without a view of the premises, as they may determine, hear the parties and their witnesses, and assess the damages.

§ 3. The county commissioners shall file in the office of the clerk of the superior court of the county in which the land is situated, a report of their doings, which shall be conclusive, unless one of the parties shall, within thirty days after filing of such report, file a petition to said court for a new hearing to be had in such superior court; in which case, after such notice of such petition to the opposite party, as the said superior court, if in session, or, if in vacation, as any judge thereof, or of the supreme court, or any county commissioner of the county in which such petition is pending, shall direct, a trial shall be had in said court, in the same manner as other civil actions are tried, and such hearing shall take precedence of all other civil actions.

§ 4. The person so entering upon land may tender to the party injured amends therefor; and if the damages finally assessed do not exceed the amount tendered, the person tendering shall recover costs; otherwise the prevailing party shall recover costs.

§ 5. The costs to be taxed and allowed in all such cases, either before the county commissioners or the superior court, shall be the same as are ordinarily taxed, according to the rules and practices of the superior court.

§ 6. Whoever willfully injures, defaces or removes any signal, monument, building or appendage thereto, used or constructed, under said acts of Congress, shall forfeit the sum of fifty dollars for each offence; and shall be liable for damages sustained by the United States, to be recovered in an action of tort.

APPROVED June 15, 1861.

EXECUTIVE MANSION,
WASHINGTON, November 29th, 1871.

TO HIS EXCELLENCY JOHN M. PALMER,

Governor of the State of Illinois:

SIR: I transmit herewith a copy of a treaty concluded in this city, on the eighth day of May last, between the United States and Great Britain:

By the 27th article the government of Her Britannic Majesty engages to urge upon the government of the Dominion of Canada to secure to the citizens of the United States the use of the Welland, St. Lawrence and other canals in the Dominion, on terms of equality with the inhabitants of the Dominion, and the government of the United States engages to urge upon the State governments to secure to the subjects of Her Britannic Majesty the use of the several State canals connected with the navigation of the lakes or rivers traversed by or contiguous to the boundary line between the possessions of the high contracting parties on terms of equality with the inhabitants of the United States.

The wisdom and the importance of these reciprocal concessions of the use of the artificial channels of water communication, contemplated by the treaty, on terms of equality to the citizens or subjects of either power, are apparent. The rapid increase of population and production of the vast territory on either side of the boundary line, and on the upper lakes, demands all the channels of communication with the tide waters which either nature or the enterprise of man has made available.

It is confidently believed that the use of the artificial water communications, which the treaty contemplates, will contribute to a rapid increase of trade through those several channels, and will tend to a consequent increase in the tolls and returns of profits, both direct and indirect, to each and all of the canals thus opened to the use of a larger extent of country.

As the period is approaching when the legislature of your State is about to convene, I desire to bring the provisions of this article of the treaty to its notice, and to urge upon your State government to secure to the subjects of Her Britannic Majesty the use of the several State canals within the State of Illinois, connected with the navigation of the lakes or rivers traveled by or contiguous to the boundary line between the possessions of the United States and those of Her Britannic Majesty in North America, on terms of equality with the inhabitants of the United States.

I address a similar request to other States, through which are constructed canals connected with the navigation of the lakes.

I have the honor to be, etc., etc.,

U. S. GRANT.

“Article 27. The government of Her Britannic Majesty engages to urge upon the government of the Dominion of Canada to secure to the citizens of the United States the use of the Welland, St. Lawrence and other canals in the Dominion, on terms of equality with the inhabitants of the Dominion. And the government of the United States engages that the subjects of Her Britannic Majesty shall enjoy the use of the St. Clair Flats canal, on terms of equality with the inhabitants of the United States; and further, engages to urge upon the State governments to secure to the subjects of Her Britannic Majesty the use of the several State canals connected with the navigation of the lakes or rivers traversed by or contiguous to the boundary line between the possessions of the high contracting parties, on terms of equality with the inhabitants of the United States.”

Senate bill, No. 99, for "An act concerning conveyances,"
Having been printed, was read at large a third time.
And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 29
Nays 4

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Hunter,	Messrs. Starne,
Allen,	Jewett,	Strevell,
Anderson,	Kerr,	Underwood,
Bowman,	Landrigan,	Van Dorston,
Carter,	Langley,	Vaughan,
Crawford,	McNulta,	Voris,
Daggett,	Pierce,	Wilkinson,
Eddy,	Reddick,	Williams,
Edsall,	Senter,	Woodard.
Fuller,	Solomon,	

Those voting in the negative are,

Messrs. Bangs,	Mr. Epler,	Mr. Richardson.
Bush,		

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 280, for "An act to repeal so much of the registry law as requires registration in cities, towns, villages and precincts containing less than five thousand inhabitants, and to establish registration in all cities, towns, villages and election precincts containing five thousand inhabitants,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 30
Nays 4

Those voting in the affirmative are,

Messrs. Allen,	Messrs. Fuller,	Messrs. Solomon,
Anderson,	Hunter,	Starne,
Bowman,	Kerr,	Strevell,
Bush,	Landrigan,	Underwood,
Carter,	Langley,	Van Dorston,
Crawford,	McNulta,	Vaughan,
Daggett,	Pierce,	Voris,
Eddy,	Reddick,	Whiting,
Edsall,	Richardson,	Wilkinson,
Epler,	Senter,	Williams.

Those voting in the negative are,

Messrs. Alexander,	Mr. Jewett,	Mr. Woodard.
Bangs,		

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 411, for "An act to fix the times of holding courts in the first judicial circuit,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 35
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bowman,
Bush,
Carter,
Crawford,
Daggett,
Eddy,
Edsall,
Epler,

Messrs. Flagg,
Fuller,
Hunter,
Jewett,
Kerr,
Landrigan,
Langley,
McNulta,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Solomon,
Starns,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

The bill containing an emergency clause, and having received a two-third vote, was declared passed.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Carter entered a motion to reconsider the vote whereby the Senate passed

Senate bill, No. 280, for "An act to repeal so much of the registry law as requires registration in cities, towns, villages and precincts containing less than five thousand inhabitants, and to establish registration in all cities, towns, villages and election precincts containing five thousand inhabitants."

Senate bill, No. 331, for "An act to establish the salaries of the judges of inferior local courts in cities having a less population than five thousand inhabitants,"

Was taken up, read at large a third time, and,

On motion of Mr. Langley,

Referred to the committee on judiciary.

On motion of Mr. Edsall,

House bill, No. 563, for "An act to authorize cities, incorporated towns and townships to establish and maintain free public libraries and reading rooms,"

Was taken up and read at large a second time.

Mr. Edsall offered the following amendments to the bill; which were adopted:

Amend section 10 as follows: In line three strike out the word "a" after "asking that," and insert the words "an annual."

In line 4, section 10, after the word "establishment," insert the words "and maintenance."

In line 11, after the words "such town," insert the word "village."

Add to section 10 the following: "Provided, that such tax shall cease in case the legal voters of any such town, village or township shall so determine by a majority vote at any annual election held therein; and the corporate authorities of any such towns or villages may exercise the same powers conferred upon the corporate authorities of cities under this act."

The bill (H. B. No. 653) was then ordered to a third reading, and 250 copies printed.

On motion of Mr. Hunter,

House bill, No. 558, for "An act providing for the publication and distribution of the fifth volume of the report of the State Geologist,

and to fix the amount of his salary until the publication of the sixth and final volume of said report,"

Was taken up, read at large a second time, and,

On motion of Mr. Fuller,

Referred to the committee on finance.

Mr. Woodard called up his motion made on the 6th day of April, 1871, to reconsider the vote whereby Senate bill, No. 20, for "An act to authorize counties to equalize bounties among drafted men in the late war," was lost.

The vote was reconsidered, and the bill,

On motion of Mr. Fuller,

Referred to the committee on finance.

Mr. Flagg, from the select committee of three, to which was referred Senate bill, No. 37, for "An act to establish and maintain a system of free schools," reported the same back with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered engrossed and 500 copies printed for a third reading.

Senate bill, No. 424, for "An act providing for the establishment of boundary lines of counties,"

Was taken up, read at large a second time, and,

On motion of Mr. Alexander,

Referred to the committee on counties and township organization.

Senate bill, No. 433, for "An act to make certificates of the register or receiver of any land office of the United States prima facie evidence,"

Was taken up, read at large a second time, and,

On motion of Mr. Fuller,

Referred to the committee on judiciary.

Senate bill, No. 413, for "An act regulating the sale of illuminating oils made from petroleum,"

Was taken up, read at large a second time, and,

On motion of Mr. Fuller,

Referred to the committee on geology and science.

Mr. Langley, from the committee on judiciary, to which was referred Senate bill, No. 331, for "An act to establish the salaries of the judges of inferior local courts in cities having less population than five thousand inhabitants," reported the same back with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to be engrossed and printed for a third reading.

Senate bill, No. 404, for "An act to provide for the keeping and reporting of accounts of receipts and disbursements of public institutions owned, controlled or aided by the State, including the State Agricultural and Horticultural Societies, for punishment for neglect of duty, and for the filling of vacancies upon removal from office,"

Was taken up, read at large a second time, and

Ordered engrossed and printed for a third reading.

Mr. Carter called up his motion to reconsider the vote whereby late bill No. 280 was passed.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas.....24
Nays 8

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Bangs,
Bowman,
Bush,
Carter,
Donahue,
Eddy,

Messrs. Edsall,
Epler,
Flagg,
Hampton,
Hunter,
Jewett,
Kerr,
Langley,

Messrs. Reddick,
Richardson,
Senter,
Strevell,
Van Dorston,
Whiting,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Allen,
Crawford,
Daggett,

Messrs. Fuller,
McNulta,
Pierce,

Messrs. Starne,
Underwood.

Senate bill, No. 362, for "An act to require passengers on horse railroads to pay fare,"

Was taken up, and,

On motion of Mr. Fuller,

It was laid on the table.

Senate bill, No. 423, for "An act to amend an act entitled 'an act in relation to divorce, alimony and maintenance in certain cases of bigamy,' approved April 5, 1869,"

Was taken up, read at large a second time, and

Ordered to be engrossed and printed for third reading.

Senate bill, No. 427, for "An act to enable cities, towns and villages to exercise the power of eminent domain, and to make local improvements by special assessment or by special taxation of contiguous property or otherwise,"

Was taken up, read at large a second time, and,

On motion of Mr. Edsall,

Referred to the committee on railroads and warehouses.

Senate bill, No. 426, for "An act to punish officers for charging and collecting illegal fees,"

Was taken up, read at large a second time, and,

On motion of Mr. Van Dorston,

Referred to the committee on judiciary.

Senate bill, No. 402, for "An act to change the times of holding courts in the 27th judicial circuit, and to repeal an act therein named,"

Was taken up, read at large a second time, and,

On motion of Mr. Eddy,

Referred to the committee on judiciary.

Senate bill, No. 392, for "An act to appropriate moneys to the Illinois State Horticultural Society,"

Was taken up, read at large a second time, and,

On motion of Mr. Flagg,

Referred to the committee on finance.

Senate bill, No. 429, for "An act making an appropriation for the payment of the officers and members of the next General Assembly, and for the salaries of the officers of the State government,"

Was taken up, read at large a second time, and,

On motion of Mr. Alexander,

Referred to the committee on finance.

Senate bill, No. 421, for "An act concerning tender,"

Was taken up, read at large a second time, and,

On motion of Mr. Bush,

Referred to the committee on judiciary.

Senate bill, 419, for "An act to provide for the sale of real property escheated to and vested in the State,"

Was taken up, read at large a second time, and

Referred to the committee on judiciary.

Senate bill, No. 428, for "An act to repeal an act approved April 13th, A. D. 1871, entitled 'an act to establish a board of railroad and warehouse commissioners, and prescribe their powers and duties,'"

Was taken up, read at large a second time, and,

On motion of Mr. Fuller,

Referred to the committee on railroads and warehouses.

Leave of absence was granted Mr. Carter until Tuesday next.

At 6:5 o'clock P. M.,

On motion of Mr. Fuller,

The Senate adjourned until 9 o'clock A. M. to-morrow.

SATURDAY, FEBRUARY 17, 1872.

Senate met, pursuant to adjournment.

The journal of yesterday was being read, when,

On motion of Mr. Fuller,

The further reading of the same was dispensed with.

On motion of Mr. Bush,

Leave of absence was granted Mr. Kerr until Monday night.

On motion of Mr. Bowman,

Leave of absence was granted Mr. Anderson until Tuesday.

On motion of Mr. Edsall,

Leave of absence was granted Mr. Reddick until Tuesday.

On motion of Mr. Solomon,

Leave of absence was granted Mr. Voris until Monday.

The roll of the Senate was then called, when

The following Senators (84) answered to their names :

Messrs. Allen,	Messrs. Fuller,	Messrs. Pierce,
Bangs,	Hampton,	Senter,
Bowman,	Harlan,	Solomon,
Boyd,	Holcomb,	Starnes,
Bush,	Hunter,	Underwood,
Carter,	Jackson,	Vaughan,
Crawford,	Langley,	Washburn,
Daggett,	Lanning,	Whiting,
Donahue,	Little,	Wilkinson,
Early,	Marsh,	Williams,
Eddy,	Nicholson,	Woodard.
Edsall,		

On motion of Mr. Pierce,

Leave of absence was granted the committee on state charitable institutions, for Monday.

On motion of Mr. Crawford,

The order of business on which Senate adjourned yesterday, was taken up.

By unanimous consent,

Mr. Edsall, from the committee on municipalities, reported back Senate bill, No. 418, for "An act to amend an act amendatory of an act, approved March 3d, 1845, in relation to fire companies, approved February 24th, 1859," reported the same back with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered engrossed and printed for a third reading.

On motion,

The message of the Governor, received on yesterday, concerning the Washington National Monument, was

Referred to the committee on federal relations.

The message referring to the coast survey, was

Referred to the committee on canals and rivers.

The message relating to the treaty with Great Britain concerning the canals of Canada and the United States, was

Referred to committee on canals and rivers.

House bill, No. 660, for "An act in regard to cartways, roads and bridges in counties not under township organization,"

Was taken up and read, and,

On motion of Mr. Vaughan,

Referred to the committee on roads and bridges, without reading.

House bill, No. 769, for "An act to prevent the keeping of common gaming houses, and to prevent gaming,"

Was taken up, read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. Eddy,

Referred to the committee on judiciary.

House bill, No. 162, for "An act to repeal an act entitled 'an act to attach certain lands therein named to school district number six, in the town of Hallock, in Peoria county,'"

Was taken up, read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. Bangs,

Referred to the committee on education.

House bill, No. 449, for "An act to require State and county treasurers to deliver up bonds and coupons issued in aid of railroad or other corporations, which have been paid to any person or persons, who may be authorized by any county, town or city, to receive the same,"

Was taken up, read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. Eddy,

Referred to the committee on counties and township organization.

House bill, No. 544, for "An act to authorize the county boards or other bodies having control and management of the county affairs of the several counties of this State to take measures to enforce all laws in regard to the prevention of cruelty to animals,"

Was taken up, read at large a first time, and
Ordered to a second reading, and,

On motion of Mr. Hampton,
Referred to the committee on agriculture and drainage.

House bill, No. 698, for "An act authorizing agricultural societies to sell, exchange, dispose of and convey lands,"

Was taken up, read at large a first time, and
Ordered to a second reading, and,

On motion of Mr. Eddy,
Referred to the committee on agriculture and drainage.

House bill, No. 703, for "An act to enable cities, villages and incorporated towns to contract for a supply of water for public use, to create and alter water districts, and to levy and collect a tax to pay for water so supplied,"

Was taken up, read at large a first time, and
Ordered to a second reading, and,

On motion of Mr. Edsall,
Referred to the committee on municipalities.

House bill, No. 12, for "An act to authorize the establishment of and to govern savings banks,"

Was taken up, read at large a first time, and
Ordered to a second reading, and
Referred to the committee on banks and banking.

House bill, No. 117, for "An act to provide for the organization and government of corporations for pecuniary profit,"

Was taken up, read at large a first time, and
Ordered to a second reading, and
Referred to the committee on corporations.

House bill, No. 137, for "An act to protect contractors, sub-contractors and laborers in their claims against railroad companies or corporations, contractors and sub-contractors,"

Was taken up, read at large a first time, and
Ordered to a second reading, and
Referred to the committee on railroads and warehouses.

House bill, No. 755, for "An act to provide the Governor with a contingent fund,"

Was taken up, read at large a first time, and
Ordered to a second reading, and
Referred to the committee on finance.

On motion of Mr. Starne,
The Senate adjourned until 10 o'clock A. M.

ELEVEN O'CLOCK A. M.

Senate met, pursuant to adjournment.

On motion of Mr. Hampton,
The Senate adjourned until 3 o'clock P. M., on Monday.

MONDAY, FEBRUARY 19, 1872.

Senate met, pursuant to adjournment.

At 3:03 o'clock P. M.,

On motion of Mr. Crawford,
The Senate adjourned until 7 o'clock P. M.

SEVEN O'CLOCK P. M.

Senate met, pursuant to adjournment.

Mr. Underwood moved a call of the Senate, when

The following Senators (28) answered to their names:

Messrs. Alexander,
Allen,
Bangs,
Bowman,
Crawford,
Eddy,
Edsall,
Fuller,

Messrs. Hampton,
Holcomb,
Hunter,
Kerr,
Pierce,
Reddick,
Richardson,
Santer,

Messrs. Solomon,
Starnes,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Wilkinson.

At 7:25 o'clock P. M.,

Mr. Eddy moved to adjourn until 9 o'clock A. M., to-morrow;
which motion was lost.

Mr. Richardson moved to adjourn until 10 o'clock A. M., to-morrow;
which motion was lost.

Mr. Eddy moved to adjourn until 7:40 o'clock P. M.; which motion
was lost.

At 7:36 o'clock P. M.,

On motion of Mr. Edsall,
The Senate adjourned until 10 o'clock A. M., to-morrow.

TUESDAY, FEBRUARY 20, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Reed.

The journal of Saturday last was being read, when,

On motion of Mr. Eddy,
The further reading of the same was dispensed with.
The journal of yesterday was then read and approved.

The roll of the Senate was then called, when

The following Senators (44) answered to their names:

Messrs. Alexander,

Allen,
Bangs,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,

Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,

Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bills of the following titles, to-wit:

Senate bill, No. 331, for "An act to establish the salaries of the judges of inferior local courts in cities having a less population than five thousand inhabitants."

Senate bill, No. 404, for "An act to provide for the keeping and reporting of accounts of receipts and disbursements of public institutions owned, controlled or aided by the State, including the State Agricultural and Horticultural Societies, for punishment for neglect of duty, and for the filling of vacancies upon removal from office."

Senate bill, No. 423, for "An act to amend an act entitled 'an act in relation to divorce, alimony and maintenance in certain cases of bigamy,' approved April 5, 1869."

By unanimous consent,

Mr. Hunter introduced

Senate bill, No. 435, for "An act to provide for the incorporation of congregations, churches and religious societies,"

Which was read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. Hunter,

Referred to the committee on corporations.

On motion of Mr. Fuller,

House bill, No. 137, for "An act to protect contractors, sub-contractors and laborers in their claims against railroad companies or corporations, contractors and sub contractors,"

Was taken up and 250 copies ordered printed.

On motion of Mr. Fuller,

His motion entered January 10, 1872, to reconsider the vote whereby the Senate passed House bill, No. 612, for "An act to authorize the transfer of the boys in the Chicago Reform School to the State Reform School at Pontiac, and to provide for defraying the expenses of such transfer,"

Was taken up.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 41
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Bowman,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Eddy,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Marsh,
McNulta,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starne,
Strevel,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

So Mr. Fuller's motion to reconsider was agreed to.

The bill (House bill No. 612) was then recommitted to the committee on reformatory institutions.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, a Senate bill of the following title, to-wit:

Senate bill, No. 418, for "An act to amend an act entitled 'an act amendatory of an act approved March 3, 1845, in relation to fire companies,' approved February 24, 1859."

Mr. Crawford, from the committee on finance, to which was referred House bill, No. 755, for "An act to provide the Governor with a contingent fund," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill placed among the files.

Mr. Crawford introduced

Senate bill, No. 436, for "An act making appropriations for expenses of the 27th General Assembly, and to provide for the ordinary and contingent expenses of the government not already appropriated."

Which was read at large a first time, and

Ordered to a second reading.

On motion of Mr. Jewett,

His motion entered on the 15th February, 1872, to reconsider the vote whereby Senate bill No. 400 was lost for want of a constitutional majority, was taken up and reconsidered.

Senate bill, No. 400, for "An act to provide for the payment of deficiency of former appropriations for the current expenses of the Illinois State Penitentiary,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 38
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Bowman,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
Lanning,
Marsh,
McNulta,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Wilkinson,
Williams,
Woodard.

The bill containing an emergency clause, and having received a two-thirds vote, was declared passed.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 296, for "An act to make appropriation for the construction and completion of Southern Illinois Normal University,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 28
Nays 6

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Bowman,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Eddy,

Messrs. Flagg,
Fuller,
Holcomb,
Jewett,
Marsh,
McNulta,
Reddick,
Richardson,
Senter,

Messrs. Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Whiting,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Harlan,
Hunter,

Messrs. Lanning,
Pierce,

Messrs. Solomon,
Wilkinson.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. Flagg,

The joint resolution offered by Mr. Marsh on the 10th day of February, 1872, relating to the bonds issued by the city of Carbondale, was taken up and adopted.

Mr. Langley, from the committee on judiciary, to which was referred Senate bill, No. 402, for "An act to change the times of holding courts in the twenty-seventh judicial circuit, and to repeal an act therein named," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered engrossed and printed for a third reading.

Senate bill, No. 26, for "An act for the relief of Robert Tillson & Co.,"
Was taken up, and,

On motion of Mr. Richardson,
Postponed until to-morrow.

Mr. Bangs presented a remonstrance from certain citizens of school district No. 6, Hallock township, Peoria county, relating to changing the boundaries of the same; which was

Referred to the committee on education.

Senate bill, No. 379, for "An act to authorize trustees, or boards of directors of benevolent institutions, to sell real estate,"

Was taken up, and,

On motion of Mr. Fuller,
Referred to the committee on the judiciary.

By unanimous consent,

Mr. Jewett, from the committee on judiciary, to which was referred Senate bill, No. 416, for "An act to provide for the re-assessment and taxation of property, when the records of assessment have been lost or destroyed, and to authorize the re-assessment or abatement of taxes in certain cases," reported the same back, with amendments, and recommended their adoption.

The report of the committee was concurred in, and the bill, as amended,

Ordered printed (250 copies).

By unanimous consent,

Mr. Kerr presented a letter from the county superintendent of schools of Peoria county; which was

Referred to the committee on education.

Mr. Crawford then presented a petition relating to the repeal of "An act to amend chapter 83 of the Revised Statutes entitled 'Practice,' and approved March 5th, 1869;" which was

Referred to the committee on judiciary.

Senate bill, No. 391, for "An act to allow convicts in the penitentiary a credit, in diminution of their sentence, and for being restored to citizenship upon certain conditions,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 36
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Landrigan,
Marsh,
McNulta,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starns,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Whiting,
Williams,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein

Senate bill, No. 356, for "An act to provide the number of employees of the General Assembly, and to fix the pay of the same,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 36
Nays..... 0

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Hampton,	Messrs. Richardson,
Allen,	Harlan,	Senter,
Bangs,	Holcomb,	Solomon,
Carter,	Hunter,	Starno,
Crawford,	Jewett,	Strevell,
Daggett,	Kerr,	Underwood,
Donahue,	Landrigan,	Van Dorston,
Dore,	Lanning,	Vaughan,
Eddy,	Marsh,	Washburn,
Edsall,	McNulta,	Whiting,
Flagg,	Pierce,	Williams,
Fuller,	Reddick,	Woodard.

Mr. Pierce then offered the following amendment to the title of the bill; which was adopted:

Amend title of Senate bill No. 356: strike out all after the words "An act" and insert as follows: "to fix the number of officers and employees of the General Assembly, and their compensation."

Ordered that the title be as amended, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 404, for "An act to provide for the keeping and reporting of accounts of receipts and disbursements of public institutions owned, controlled or aided by the State, including the State Agricultural and Horticultural Societies, for punishment for neglect of duty, and for the filling of vacancies upon removal from office."

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....37
Nays..... 1

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Hampton,	Messrs. Richardson,
Allen,	Harlan,	Senter,
Bangs,	Holcomb,	Solomon,
Bush,	Hunter,	Starno,
Carter,	Jewett,	Underwood,
Crawford,	Kerr,	Van Dorston,
Daggett,	Landrigan,	Vaughan,
Donahue,	Lanning,	Voris,
Dore,	Marsh,	Washburn.
Eddy,	McNulta,	Whiting,
Edsall,	Pierce,	Williams,
Flagg,	Reddick,	Woodard.
Fuller,		

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 430, for "An act to amend an act entitled 'an act to cede jurisdiction to the United States over certain lands, and for the purchase and condemnation thereof,' approved December 14, 1871,"

Was taken up and read at large a second time, and,

On motion of Mr. Woodard,

Referred to the committee on judiciary.

On motion of Mr. Fuller,

Senate bills numbered 401, 144, 101, 336, 399 and 398, which were on second reading, were postponed to and made the special order for five o'clock P. M.

By unanimous consent,

Mr. Strevell, from the committee on reformatory institutions, to which was referred House bill, No. 612, for "An act to authorize the transfer of the boys in the Chicago Reform School to the State Reform School at Pontiac, and to provide for defraying the expenses of such transfer," reported the same back with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to a third reading, and 250 amendments ordered printed.

At 12:45 o'clock P. M.,

On motion of Mr. Voris,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

The President announced the special order, being consideration of House bill, No. 237, for "An act to provide for the removal of county seats,"

Which was taken up.

Mr. Holcomb offered the following amendments; which were adopted:

Amend House bill No. 237, by striking out of line 4, in section 8, the words, "also to appoint," and inserting in lieu thereof the word "and." Also insert the word "and" after the word "judges" in line 7 of section 8.

Amend House bill No. 237 by adding at the end of section 2, the following, "which affidavit may be traversed by the affidavit of any other three legal voters of said county within ten days from the filing thereof, and if so traversed the county court shall at the next September term of said court, after hearing evidence in the case, decide whether or not the point to which it is proposed to remove the county seat is nearer to or further from the center of said county than the county seat."

Amend section 6 by inserting the words, "and affidavit," after the word "petitions" in line 1. Also, by inserting the words "and affidavit" at the end of the 3 line; also, by inserting the words, "and affi-

House bill, No. 677, for "An act to repeal an act entitled 'an act to regulate the manner of giving notice in legal proceedings (in Randolph county),' approved March 27, A. D. 1869."

In the passage of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am instructed to inform the Senate that the House of Representatives has concurred with them in the adoption of the Senate amendments to House bill No. 248, being a bill for "An act in regard to garnishment."

Mr. Wilkinson then offered the following amendment, which was adopted:

House bill No. 237: Amend section 2 by striking out "forty" in line 9, printed copy, and insert "fifty."

On motion of Mr. Strevell,

The special order, being the consideration of House bill No. 237, was postponed until 10 o'clock A. M. to-morrow, and

The Senate adjourned until 7:30 o'clock P. M.

SEVEN-THIRTY O'CLOCK P. M.

Senate met, pursuant to adjournment.

Senate bill, No. 101, for "An act in regard to paupers,"

Was taken up, read at large a second time, and,

On motion of Mr. Fuller,

Ordered engrossed and printed for a third reading.

Senate bill, No. 144, for "An act in regard to Wills,"

Was taken up, read at large a second time, and,

On motion of Mr. Fuller,

Made the special order for 5 o'clock P. M. to-morrow, February 21, 1872.

Senate bill, No. 336, for "An act in regard to guardians and wards,"

Was taken up, read at large a second time, and,

On motion of Mr. Fuller,

Made the special order for 5 o'clock P. M., February 21, 1872.

Senate bill No. 398, for "An act in regard to limitations,"

Was taken up and read at large a second time.

Mr. Woodward offered the following amendment:

Insert the following:

"SEC. 24½. 12. *Conditions and Exceptions*—If, in any of the said actions specified in any of the preceding sections of this chapter, judgment be given for the plaintiff, and the same be reversed by writ of error, or upon appeal, or if a verdict pass for the plaintiff, and, upon matter alleged in arrest of judgment, the judgment is given against the

plaintiff, or if the plaintiff is non-suited, then if the time limited for bringing such action shall have expired during the pendency of such suit, the said plaintiff, his heirs, executors or administrators, as the case shall require, may commence a new action within one year after such judgment reversed or given against the plaintiff, and not after."

On motion of Mr. Fuller,

The bill and amendment was made the special order for Wednesday, February 21, 1872, at 5 o'clock P. M.

Senate bill, No. 399, for "An act to exempt the homestead from forced sale, and to provide for setting off the same, and to exempt certain personal property from attachment and sale on execution and from distress for rent,"

Was taken up, read at large a second time, and

Made the special order for Wednesday, February 21, 1871.

Senate bill, No. 401, for "An act in regard to judgments and decrees, and the manner of enforcing the same by execution, and to provide for the redemption of real estate sold under execution or decree."

Was taken up, read at large a second time, and

Made the special order for Wednesday, February 21, 1872, at 5 o'clock P. M.

Mr. Pierce introduced

Senate bill, No. 437, for "An act to amend an act entitled 'an act to incorporate and govern fire, marine and inland navigation insurance companies doing business in the State of Illinois,' approved March 11, 1869."

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on insurance.

Mr. Holcomb, from the committee on insurance, to which was referred Senate bill, No. 373, for "An act to incorporate fire insurance companies in townships," reported the same back, by substitute in the form of an amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill read at large a second time, and

Ordered to lie on the table, and 250 copies printed.

Mr. Crawford introduced

Senate bill, No. 438, for "An act providing for the necessary revenue for State purposes."

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on revenue.

Mr. Crawford introduced

Senate bill, No. 439, for "An act in relation to granting reprieves, commutations and pardons after convictions, for all offences, by the Governor."

Which was read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. Underwood,

Referred to the committee on judiciary.

Mr. Jewett, from the committee on judiciary, to which was referred Senate bill, No. 430, for "An act to amend an act entitled 'an act to cede jurisdiction to the United States over certain lands, and for the purchase and condemnation thereof,' approved December 14th, A. D. 1871," reported the same back, and recommended it be ordered to a third reading.

Mr. Woodard moved to postpone the consideration of the bill until Thursday at 11 A. M., and make it the special order; which motion was lost.

On motion of Mr. Holcomb,

The consideration of the bill was postponed until Thursday, February 22d, 1872.

Mr. Eddy, from the committee on judiciary, to which was referred Senate bill, No. 421, for "An act concerning tender," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered engrossed and printed for a third reading.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 433, for "An act to make the certificates of the register or receiver of any land office of the United States *prima facie* evidence," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered engrossed and printed for a third reading.

Mr. Richardson moved that the Senate adjourn until 10 o'clock A. M. to-morrow,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 13
Nays..... 12

Those voting in the affirmative are,

Messrs. Carter,
Crawford,
Daggett,
Eddy,
Edsall,

Messrs. Jewett,
Reddick,
Richardson,
Senter,

Messrs. Solomon,
Strevell,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Dora,
Epler,

Messrs. Fuller,
Holcomb,
Langley,
McNulta,

Messrs. Nicholson,
Underwood,
Washburn,
Woodard.

And at 9 P. M. the Senate adjourned until 10 A. M. to-morrow.

WEDNESDAY, FEBRUARY 21, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Reed.

The journal of yesterday was being read, when,

On motion of Mr. Voris,

The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (46) answered to their names:

Messrs. Alexander,	Messrs. Fuller,	Messrs. Reddick,
Allen,	Hampton,	Richardson,
Anderson,	Harlan,	Senter,
Bangs,	Holcomb,	Solomon,
Boyd,	Jackson,	Starne,
Bush,	Jewett,	Strevel,
Carter,	Kerr,	Underwood,
Crawford,	Landrigan,	Van Dorston,
Daggett,	Langley,	Vaughan,
Donahue,	Lanning,	Voria,
Dore,	Little,	Washburn,
Early,	Marsh,	Whiting,
Eddy,	McNulta,	Wilkinson,
Edsall,	Nicholson,	Williams,
Epler,	Pierce,	Woodard.
Flagg,		

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed a bill of the following title, to wit:

House bill, No. 155, for "An act to provide for the appointment of guardians of habitual drunkards, and prescribing the duties of such guardians."

On motion of Mr. Richardson.

The special order, being the consideration of House bill No. 237, postponed thirty minutes.

Senate bill, No. 26, for "An act for the relief of Robert Tillson & Company,"

Was taken up and read at large a third time.

Pending the consideration of the same, the President announced the special order, being consideration of House bill No. 237.

On motion of Mr. Epler,

The special order was postponed until the consideration of Senate bill No. 26 was completed.

The consideration of Senate bill No. 26 was then resumed.

Mr. Fuller moved the Senate adjourn until 3 o'clock P. M.; which motion was lost.

Senate bill, No. 26, for "An act for the relief of Robert Tillson & Company,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas..... 23
Nays..... 18

Those voting in the affirmative are,

Messrs. Allen,	Messrs. Early,	Messrs. McNulta,
Anderson,	Epler,	Reddick,
Bangs,	Harlan,	Richardson,
Boyd,	Holcomb,	Solomon,
Bush,	Jewett,	Vaughan,
Carter,	Kerr,	Williams,
Donahue,	Langley,	Woodard.
Dore,	Marsh,	

Those voting in the negative are,

Messrs. Alexander,
Crawford,
Daggett,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Nicholson,
Pierce,
Senter,
Starne,
Strevel,

Messrs. Underwood,
Van Dorston,
Voris,
Washburn,
Whiting,
Wilkinson,

Mr. Flagg entered a motion to reconsider the vote whereby Senate bill No. 26 was lost.

At 12:40 o'clock P. M.,

On motion of Mr. Reddick,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

The special order, being consideration of House bill, No. 237, for "An act to provide for the removal of county seats," was taken up.

A call of the Senate was ordered, when

The following Senators (26) answered to their names:

Messrs. Alexander,
Anderson,
Boyd,
Bush,
Carter,
Donahue,
Dore,
Eddy,
Epler,

Messrs. Hampton,
Harlan,
Holcomb,
Landrigan,
Lanning,
Marsh,
McNulta,
Richardson,
Solomon,

Messrs. Starne,
Strevel,
Underwood,
Vaughan,
Voris,
Washburn,
Wilkinson,
Williams,

On motion of Mr. Carter,

Further proceedings under the call were dispensed with.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, a Senate bill of the following title, to-wit:

Senate bill, No. 402, for "An act to change the times of holding courts in the 27th judicial circuit, and to repeal an act therein named."

Mr. Eddy, from the committee on judiciary, to which was referred House bill, No. 769, for "An act to prevent the keeping of common gaming houses, and to prevent gaming," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Placed among the files for a second reading.

The special order, being consideration of House bill No. 237, was then taken up.

Mr. Holcomb offered the following amendment to the bill; which was adopted:

Amend section 5 striking out of the 5th and 6th lines the words "on or before the 20th day of August next prior to the time of holding said election," and inserting "ten days before the first day of the next September term of the county court."

Mr. Underwood offered the following amendment; which was adopted:

Amend section 11 by commencing the same as follows: "No person shall vote at said election who does not possess the qualifications mentioned in the affidavit in this section."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 414, for "An act concerning the increase of the jurisdiction of justices of the peace and police magistrates."

Also that the House of Representatives has concurred with the Senate in the adoption of Senate amendment to House bill, No. 638, for "An act making an appropriation for the purpose of repairing and enlarging the supreme court houses at Mt. Vernon and Ottawa, Illinois."

Mr. Edsall offered the following amendment:

Amend House bill No. 237 by striking out section 12 and inserting instead thereof the following:

"§ 12. In case it shall become necessary, in consequence of a contest of an election held under this act, to ascertain the number of votes of the county entitled to vote upon the question, the court in which the contest may be pending may ascertain the number of such voters by taking, or causing to be taken, legal evidence tending to show the actual number of the legal voters of the county entitled to vote upon such question at the time of such election; and the court shall have full power to purge the returns of such election of all fraudulent and illegal votes cast, and to ascertain and determine whether the election was carried by three fifths, or a majority, as the case may require, of all the legal voters of the county in accordance with the provisions of the constitution in that behalf."

Pending the consideration of the amendment,

On motion of Mr. Harlan,

The bill and amendment was referred to the committee on the judiciary.

On motion of Mr. Kerr,

House bill, No. 598, for "An act to establish registration in cities, towns and villages of five thousand inhabitants and upwards, and in townships and election precincts in which there is any portion of any such city, town or village, and in counties having one hundred thousand inhabitants and upwards, and to punish any person for the violation of the same,"

Was taken up, and

Referred to the committee on elections.

On motion of Mr. Crawford,

The business of the Senate was resumed where it was left off yesterday.

Senate bill, No. 216, for "An act concerning corporations and for the regulation of the managers, agents and officers thereof," was then taken up.

The question being upon concurring with the committee on corporations in the adoption of their amendments to the bill,

Mr. McNulta offered the following amendment to the report of the committee; which was adopted:

Strike out second amendment to Senate bill No. 216.

Mr. Jewett offered the following amendment to the report of the committee; which was adopted:

Insert after the word "indebtedness," in second line of fourth amendment, the words "unless the same may be necessary and suitable for the business of such corporation."

Mr. Flagg offered the following amendment to the report of the committee; which was adopted:

Amend section 10, amendment, by inserting after "shall be," the words "not less than ten nor more than."

Mr. Washburn offered the following amendment to report of the committee; which was adopted:

Amend amendment by striking out the words "before distribution shall have been made," and insert "within one year from the death of the testate or intestate stockholders."

Mr. Edsall offered the following amendment to the report of the committee; which was adopted:

Strike out of 16th amendment all before and including the word "societies," in line 2 thereof.

Mr. McNulta offered the following amendment; which was adopted: 2d. Strike out all after "6" in second line.

Mr. Jewett offered the following amendment to the report of the committee; which was adopted:

Strike out 46th amendment of the report of the committee, page 6, printed amendments.

Mr. Jewett offered the following amendment to the report; which was adopted:

Amend the — section of committee's report by striking out all after the figures "1859," in 9th line, down to and including the figures "1865" in 10th line.

Mr. McNulta offered the following amendment to the report of the committee; which was adopted:

Strike out "An act entitled 'an act to authorize the formation of corporations to provide the members thereof with homesteads, or lots of land suitable for homesteads,' approved March 26, 1869."

Mr. Alexander offered the following amendment to the report of the committee; which was adopted:

Amend report of committee by striking out, on page 8, the following words: "An act entitled 'an act to incorporate Masonic and Odd Fellows lodges, divisions of the Sons of Temperance, and other benevolent societies,' approved February 15, 1855."

The report of the committee, as amended, was then concurred in.

Mr. Van Dorston then offered the following amendment to the bill; which was adopted:

Amend by inserting in section 1, after the word "office," in the 15th line of printed bill, "If such articles of incorporation are prepared, filed

and recorded in accordance with the provisions of this act, the Secretary of State shall issue a license to such persons who desire to be incorporated, and then."

Mr. Carter then offered the following amendment; which was adopted:

Strike off the letter "s" from the word "years," in line 7, section 5 of the bill.

Mr. Flagg then offered the following amendment; which was adopted:

Senate bill No. 216, section 1, line 8, after the word "number" insert the words "and par value."

Mr. Edsall offered the following amendment; which was adopted:

Amend Senate bill No. 216, as follows: strike out of section 4 all of lines 3, 4, 5 and 6, printed bill.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been correctly enrolled, a bill of the following title, to-wit:

House bill, No. 638, for "An act making an appropriation for the purpose of repairing and enlarging the supreme court houses at Mt. Vernon, and Ottawa, Illinois,"

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and on the 21st day of February, 1872, laid before the Governor, for his approval, viz:

House bill, No. 638, for "An act making an appropriation for the purpose of repairing and enlarging the supreme court houses at Mt. Vernon and Ottawa, Illinois,"

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed a bill of the following title, viz:

House bill, No. 638, or "An act making an appropriation for the purpose of repairing and enlarging the supreme court houses at Mt. Vernon and Ottawa, Illinois."

Mr. Crawford offered the following amendment to Senate bill No. 216:

Strike out section 13 and insert "The whole amount of the indebtedness of any stock corporation organized under this act shall not exceed the amount of its capital stock actually paid in, and in case of any excess, the directors and officers of such corporation under whose administration it occurs, shall be jointly and severally liable to the extent of such excess for all the debts of the company then existing, and for all that are contracted as long as they respectively continue in office, and until the debts are reduced to the amount of the capital stock: *Provided*, that any of the directors or officers who are absent at the time of contracting any debt contrary to the foregoing provisions, or who object thereto, may exempt themselves from liability by forthwith giving notice of the fact to the stockholders, at a meeting which they may call for that purpose."

Pending the consideration of the same,

At 6:12 o'clock P. M.,

On motion of Mr. Carter,

The Senate adjourned until 10 o'clock A. M. to-morrow.

THURSDAY, FEBRUARY 22, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Reed.

The journal of yesterday was being read, when,

On motion of Mr. Nicholson,

The further reading of the same was dispensed with.

Mr. Langley asked and obtained leave of absence for Mr. Bowman until Tuesday.

The roll of the Senate was then called, when

The following Senators (46) answered to their names :

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Starnes,
Strevel,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Crawford moved to take up the business of the Senate where it was left off yesterday, and to continue the same from day to day until the orders had been gone through.

The motion was decided in the affirmative.

Senate bill, No. 216, for "An act concerning corporations, and for the regulation of the managers, agents and officers thereof,"

Was then taken up.

The question being upon the adoption of the amendment offered by Mr. Crawford yesterday, the amendment was lost.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit :

Senate bill, No. 415, for "An act to enable counties having over 100,000 inhabitants to issue bonds and borrow money for county purposes."

Mr. Jewett offered the following amendment to the bill :

Amend Senate bill No. 216, by striking out section thirteen (13.)

On motion of Mr. Strévell,
Debate was ordered closed on the pending amendment.
The question being on the amendment, it was lost.

Mr. McNulta offered the following amendment:

Amend by adding—

§ 22. Whenever any corporation (not having stock) existing by authority of any law of this State shall decide by a vote of two-thirds of its members, at some regular meeting, after notice of the intention to submit such proposition, and of such meeting, of not less than four weeks, to the members thereof, in the manner provided for giving notice for the election of directors or trustees—to avail itself of the benefit of any general law of this State, it may do so, and have and exercise all the powers and privileges given to corporations of the same class by any general law, by filing a statement properly acknowledged, setting forth the time, place and manner of declaring its intention so to do, with a statement as required for articles of incorporation, and file and record the same as is required for the organization of a corporation; and on receipt of a certificate of compliance from the Secretary of State, such corporation shall be entitled to exercise all such additional powers."

On motion of Mr. Nicholson,
The debate on the pending amendment was ordered closed.
The amendment was lost.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bills of the following titles, to-wit:

Senate bill, No. 421, for "An act to make the certificates of the register or receiver of any land office in the United States prima facie evidence."

Senate bill, No. 433, for "An act concerning tender."

Mr. Eddy, from the joint committee on enrolled bills, reports as having been properly enrolled, Senate bills of the following titles, to-wit:

Senate bill, No. 414, for "An act concerning the increase of the jurisdiction of justices of the peace and police magistrates."

Senate bill No. 121, for "An act in regard to practice in courts of record."

Mr. Eddy, from the joint committee on enrolled bills, reports having laid before the Governor, on the 22d day of February, 1872, enrolled bills of the following titles, to-wit:

Senate bill, No. 414, for "An act concerning the increase of the jurisdiction of justices of the peace and police magistrates."

Senate bill No. 121, for "An act in regard to practice in courts of record."

Mr. McNulta offered the following amendment to the bill, (Senate bill No. 216;) which was adopted:

Senate bill No. 216: Amend section 4, line 40, by inserting "depots" after the word "halls."

Mr. Underwood offered the following amendment to Senate bill No. 216; which was adopted:

Amend section 9, lines 1 and 3, by striking out "two-thirds" and insert "a majority."

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed a bill of the following title, viz:

Senate bill No. 121, for "An act in regard to practice in courts of record."

Mr. Woodard offered the following amendment to Senate bill No. 216; which was lost:

Amend by adding to section 4 the following: "And for any other lawful business or trade not excepted in this act."

Mr. Dore offered the following amendment to the bill, (Senate bill No. 216;) which was adopted:

Amend section 18, line 1, by striking out the word "the" and inserting instead "unpaid." Also, strike out all after the word "laws," in line 3.

Mr. Crawford offered the following amendment to the bill, (Senate bill No. 216:)

Amend Senate bill No. 216, by inserting, after the word "corporation," in 2d line of section 23, the following:

"Except real estate and personal property necessary to carry on the business of the company, which shall be received as payment only at a cash valuation, to be fixed by the appraisement, in writing, of two competent disinterested persons, one of whom shall be chosen by the company, one by the party whose property is to be appraised, and in the event of their disagreeing in opinion, such appraisers shall call in a third disinterested person to act as umpire between them, whose decision shall be final in the premises. Every person acting as such appraiser or umpire shall first make and subscribe an oath faithfully and impartially to appraise the property, and when the appraisement shall have been given in writing and acknowledged before an officer authorized to take the acknowledgment of deeds, and filed in the office of the recorder of the county, the company may receive such property in payment of stock to the extent of its value as approved."

On motion of Mr. Washburn,

The previous question was ordered.

The question then being on the adoption of the amendment offered by Mr. Crawford, the amendment was adopted.

The bill, as amended, was then ordered engrossed and printed for a third reading.

Mr. Edsall then offered the following resolution; which laid over under the rule:

Resolved, That 500 copies of the act entitled "An act in regard to practice in courts of record," approved February 22, 1872, be printed in pamphlet form for the use of the Senate.

On motion of Mr. Richardson,

The Senate, at 12:45 o'clock P. M., adjourned until 3 o'clock P. M.

Mr. Boyd also reported from the committee on judiciary amendments to House bill No. 237, and asked the concurrence of the Senate therein.

The report of the committee was concurred in, the amendments adopted, and the bill

Ordered to a third reading, and the amendments printed.

On motion of Mr. Fuller,

The rules were suspended, and

House bill, No. 625, for "An act to apportion the State of Illinois into Senatorial Districts," was

Ordered to a third reading.

On motion of Mr. Fuller,

The rules were further dispensed with, and

House bill, No. 625, for "An act to apportion the State of Illinois into Senatorial Districts,"

Having been printed, was read at large a third time.

And the question being : "Shall this bill pass?"

It was decided in the affirmative, as follows : { Yeas 26
Nays 15

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Boyd,
Carter,
Crawford,
Daggett,
Dora,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Jewett,
Kerr,
Langley,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Senter,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Bush,
Donahue,
Epler,

Messrs. Harlan,
Holcomb,
Landrigan,
Lanning,
Marsh,

Messrs. Richardson,
Solomon,
Starne,
Wahburn,
Williams.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

On motion of Mr. Kerr,

Senate bill, No. 350, for "An act to provide for the election of boards of election," was taken up.

Mr. Kerr offered the following amendment ; which was adopted :

Amend by striking out section 5.

The bill was then ordered engrossed for a third reading.

Senate bill, No. 416, for "An act to provide for the re-assessment and taxation of property, when the records of assessment have been lost or destroyed, and to authorize the re-assessment or abatement of taxes in certain cases,"

Was read at large a second time, and

Mr. Edsall offered the following amendments ; which were adopted :

In section 1, line 29, after the word "only," insert the words "after the same has been equalized by the State board."

In section 1, line 33, insert after the word "equalization" the following : "But in such case the county board shall not reduce the ag-

gregate valuation below that which may have been certified to the Auditor, and equalized by the State Board of Equalization."

The bill was ordered engrossed and printed for a third reading.

Senate bill, No. 436, for "An act making appropriations for expenses of the 27th General Assembly, and to provide for the ordinary and contingent expenses of the government,"

Was taken up, read at large a second time, and

Referred to the committee on finance.

House bill, No. 663, for "An act to amend 'a general act of incorporation of agricultural and horticultural societies, and associations for improving the breeds of domestic animals,' approved Feb. 15, 1855,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 35
Nays..... 0

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Boyd,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Jewett,
Landrigan,
Langley,
Lanning,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Voria,
Whiting,
Woodard.

The bill containing an emergency clause was declared passed.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

House bill, No. 656, for "An act making appropriations for the payment of the indebtedness of the Soldiers' Orphans' Home,"

Was read at large a third time.

Mr. Richardson moved to refer the bill to the committee on finance.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 13
Nays..... 18

Those voting in the affirmative are,

Messrs. Allen,
Bangs,
Boyd,
Bush,
Carter,

Messrs. Dore,
Eddy,
Epler,
Harlan,

Messrs. Holcomb,
Nicholson,
Solomon,
Starne.

Those voting in the negative are,

Messrs. Anderson,
Crawford,
Daggett,
Donahue,
Flagg,
Fuller,

Messrs. Hampton,
Jewett,
Kerr,
Marsh,
McNulta,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Whiting,
Williams,
Woodard.

So the Senate refused to refer the bill.

House bill, No. 656, for "An act making appropriations for the payment of the indebtedness of the Soldiers' Orphans' Home,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas..... 31
Nays..... 3

Those voting in the affirmative are,

Messrs. Anderson,
Bangs,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Eddy,
Edsall,
Epler,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Jewett,
Kerr,
Langley,
Marsh,
McNulta,

Messrs. Nicholson,
Reddick,
Richardson,
Senter,
Starne,
Strevell,
Underwood,
Whiting,
Williams,
Woodard.

Those voting in the negative are,

Mr. Allen,

Mr. Pierce,

Mr. Solomon.

Mr. Pierce entered a motion to reconsider the vote whereby House bill 656 was lost.

Mr. Kerr moved to suspend the rules to take up House bill 563; which motion was lost.

House bill, No. 193, for "An act to amend an act entitled 'an act for the prevention of cruelty to animals,' approved March 31, 1869,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 30
Nays..... 4

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Eddy,
Edsall,
Epler,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Jewett,
Kerr,
Langley,
Marsh,
McNulta,

Messrs. Nicholson,
Pierce,
Reddick,
Richardson,
Senter,
Solomon,
Starne,
Underwood,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Bush,
Strevell,

Mr. Washburn,

Mr. Williams.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

House bill, No. 368, for "An act in relation to surplus funds raised in towns and cities for bounty purposes during the late war for the suppression of the rebellion,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 34
Nays..... 0

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Boyd,
Bush,

Messrs. Carter,
Crawford,
Daggett,
Donahue,

Messrs. Dore,
Eddy,
Edsall,
Epler,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Jewett,
Kerr,
Langley,

Messrs. Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Strevell,
Underwood,
Vaughan,
Washburn,
Whiting,
Williams,
Woodard.

The bill containing an emergency clause, and having received a two-third vote, was declared passed.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

House bill, No. 563, for "An act to authorize cities, incorporated towns and townships to establish and maintain free public libraries and reading rooms,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: } Yeas 34
Nays 1

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Eddy,
Edsall,
Epler,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Jewett,
Kerr,
Langley,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Senter,
Solomon,
Strevell,
Underwood,
Vaughan,
Whiting,
Wilkinson,
Woodard.

Mr. Washburn voted in the negative.

The bill containing an emergency clause, and having received a two-thirds vote, was declared passed.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

House bill, No. 601, for "An act to provide for re-recording deeds, mortgages, and other instruments in writing, where the original records thereof have been destroyed, and to fix the fee for such re-recording,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: } Yeas 35
Nays 0

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Eddy,
Edsall,
Epler,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Jewett,
Kerr,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Strevell,
Underwood,
Vaughan,
Washburn,
Whiting,
Williams,
Woodard,

The bill containing an emergency clause, and having received a two-thirds vote, was declared passed.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

Mr. Edsall entered a motion to reconsider the vote adopting the title to House bill No. 563.

Mr. Richardson moved to adjourn; which motion was lost.

House bill, No. 27, for "An act to prevent male animals from running at large, and for their restraint,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 28
Nays 3

Those voting in the affirmative are,

Messrs. Allen,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Eddy,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Harlan,
Holcomb,
Jewett,
Kerr,
Langley,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Senter,
Solomon,
Strevell,
Underwood,
Vaughan,
Whiting,
Woodard.

Those voting in the negative are,

Mr. Anderson,

Mr. Bush,

Mr. Washburn.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

On motion of Mr. Jewett,

Senate bill, No. 430, for "An act to amend an act entitled 'an act to cede jurisdiction to the United States over certain lands, and for the purchase and condemnation thereof,' approved December 14, 1871,"

Was ordered engrossed and printed for a third reading.

At 6:45 o'clock P. M.,

On motion of Mr. Anderson,

The Senate adjourned until 9:30 o'clock A. M., to-morrow.

FRIDAY, FEBRUARY 23, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. McLean.

The journal of yesterday was being read, when,

On motion of Mr. Nicholson,

The further reading of the same was dispensed with.

On motion of Mr. Anderson,

Leave of absence was granted Mr. Van Dorston until Tuesday, and Mr. Boyd until Wednesday.

On motion of Mr. Pierce,
Leave of absence was granted Mr. Eddy until Tuesday.

The roll of the Senate was then called, when

The following Senators (37) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,
Edsall,

Messrs. Fuller,
Hampton,
Holcomb,
Jackson,
Jewett,
Langley,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Woodard.

By unanimous consent,

Mr. Edsall, from the committee on municipalities, to which was referred House bill No. 703, for "An act to enable cities, villages and incorporated towns to contract for a supply of water for public use, to create and alter water districts, and to levy and collect a tax, to pay for water so supplied," reported the same back, with amendments, and asked the concurrence of the Senate therein.

The report of the committee was concurred in, and the bill

Ordered on file for a second reading.

Mr. Dore (by unanimous consent) introduced

Senate bill No. 440, for "An act to grant the use of canals in this State to the use of the inhabitants of the Dominion of Canada, upon conditions named."

Which was read at large a first time, and

Ordered to a second reading.

On motion of Mr. Underwood,

Senate bill, No. 212, for "An act to provide for the establishment, and to regulate the jurisdiction of courts of record in cities,"

Was taken from the table, and

Ordered to a second reading.

House bill, No. 533, for "An act to protect the purity of elections, and punish offenses therein named,"

Was taken up and ordered printed.

House bill, No. 309, for "An act to enable any city, incorporated town or incorporated village in this State to change its name,"

Was taken up, read at large a second time, and

Ordered printed for a third reading.

Mr. Harlan, from the joint committee on enrolled bills, reports as having been properly enrolled, a Senate bill of the following title, to-wit:

Senate bill, No. 415, for "An act to enable counties having over 190,000 inhabitants to issue bonds and borrow money for county purposes."

Mr. Eddy, chairman, from the joint committee on enrolled bills, reports having laid before the Governor, on the 22d day of February, 1872, enrolled bill of the following title, to-wit:

Senate bill, No. 415, for "An act to enable counties having one hundred thousand inhabitants to issue bonds and borrow money for county purposes."

House bill, No. 196, for "An act to allow Walter B. Caswell the sum of one hundred and sixteen dollars and sixty-seven cents and interest on the same, at ten per cent. per annum, from July 1, 1867,"

Was taken up, read at large a second time, and

Ordered printed for a third reading.

On motion of Mr. Richardson,

Leave of absence was granted Mr. Williams until Monday.

House bill No. 341, for "An act to regulate the practice in courts of chancery,"

Was taken up, read at large a second time, and

Mr. Underwood offered the following amendment; which was adopted:

Strike out the words "or petition," wherever they occur in the bill, and change the number of sections to correspond with amendment striking out section 42.

Mr. Edsall offered the following amendment; which was adopted:

Amend House bill No. 341, as follows:

Strike out of line 6, section 5 (printed bill) the word "shall" and insert in lieu thereof the word "may." Also, after the word "residing," in line 7, insert the words "or who may be found."

Mr. Jewett offered the following amendment; which was adopted:

Amend section 3, of House bill No. 341, by striking out the word "had" in line 5 of said section, and insert the word "pending" in place thereof.

The bill was then ordered to a third reading and amendments printed.

Mr. Edsall called up his motion to reconsider the vote adopting the title to House bill, No. 563, for "An act to authorize cities, incorporated towns and townships to establish and maintain free public libraries and reading rooms."

The vote adopting the title to the bill was reconsidered.

Mr. Edsall offered the following amendment to the title; which was adopted:

Amend title to House bill No. 563, as follows: Insert in title of bill after the word "town" the word "villages."

The title, as amended, was adopted, and the Secretary asked to inform the House, and ask their concurrence therein.

House bill, No. 755, for "An act to provide the Governor with a contingent fund,"

Was taken up, read at large a second time, and

Ordered to a third reading.

House bill, No. 703, for "An act to enable cities, villages and incorporated towns to contract for a supply of water for public use, to

create and alter water districts, and to levy and collect a tax to pay for water so supplied,"

Was taken up and read at large a second time.

(Mr. Landrigan offered the following amendment; which was adopted: ?)

Strike out "of one hundred" and insert "five hundred."

And the bill was ordered to a third reading, (and amendment ordered printed.)

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed a bill of the following title, to-wit:

Senate bill, No. 415, for "An act to enable counties having over 100,000 inhabitants to issue bonds and borrow money for county purposes."

House bill, No. 769, for "An act to prevent the keeping of common gaming houses and to prevent gaming,"

Was taken up, and read at large a second time.

Mr. Landrigan offered the following amendment; which was lost: Strike out words "of one hundred" and insert "five hundred."

The bill was ordered to a third reading.

House bill, No. 596, for "An act to authorize the formation of corporations for the investment of money on real and personal property in this State,"

Was taken up, and read at large a second time.

Mr. McNulta offered the following amendment; which was lost:

Amend section 1, line 10, by striking out "twenty-five" and insert in lieu thereof, "ninety-nine."

Mr. Langley offered the following amendment:

Amend House bill No. 596, by striking out the enacting clause.

Pending the consideration of the amendment,

On motion of Mr. Crawford,

The bill was referred to the committee on judiciary.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of the following amendments to House bill, No. 400, for "An act to provide for the incorporation of associations that may be organized for the purpose of constructing railways, maintaining and operating the same, for prescribing and defining the duties and limiting the powers of such corporations when so organized," to-wit:

1. Has concurred in the Senate amendment to said bill, striking out section eight (8), and inserting in lieu thereof the substitute adopted by the Senate.

2. Also, in the Senate amendments to section 26.

3. Also, in the Senate amendment to section 19 of the House bill, in lines 29 and 30 of sub division 5.

4. Also, in the Senate amendment to the 25th line of sub-division 5, on page 8 of printed bill.

5. Also, in the Senate amendment providing for the renumbering of the sections of said bill.

6. Also, in the Senate amendment to section 4, with the following amendment to said section, viz: Strike out the following words in the 3d line of said Senate amendment to section 4, to-wit: "With a copy of the affidavit aforesaid indorsed thereon or annexed thereto."

7. Also, in adopting section 15 $\frac{1}{2}$, as adopted by the Senate, with an amendment, striking out all after the word "accordingly," in line 6 of the printed amendments.

8. Also, in the Senate amendment being an additional section numbered 25 $\frac{1}{2}$ in the Senate amendment as printed, but amend said additional section so as to read as follows: "In all cases when any corporation organized under this act to induce aid in its construction, either by donation or subscription to its capital stock, shall desire to fix the rates for any period of time for the transportation of passengers or freight, such corporation may adopt a resolution fixing such rates, and the time for which the same is to be fixed, and have the same recorded in the office of the recorder of deeds in the several counties through which said road is proposed to be run; and during the time for which they are fixed, said rates shall in no case be amended by said corporation or its successors: *Provided*, that said rates shall not exceed the rates allowed by law."

9. Also, in adopting section 27, as found in printed amendments of the Senate to said House bill, but amend said section so as to read as follows: "That an act entitled 'An act to amend 'an act to provide for a general system of railroad incorporations,' approved Nov. 5, 1849,' approved Feb. 13, 1857; and also all of an act entitled 'An act to provide for a general system of railroad incorporations,' approved Nov. 5, 1849, except the sections of the last named act numbered 34, 35, 36, 37, 38, 39, 40, 41, 42 and 45, and all laws in conflict with the provisions of this act, be and the same are hereby repealed: *Provided, however*, that all general laws of this State in relation to railroad incorporations and the powers and duties thereof, so far as the same are not inconsistent with the provisions of this act, shall remain in force and be applicable to railroad incorporations organized under this act. The repeal of the acts and parts of acts mentioned in this section shall not be construed as to affect any rights acquired thereunder; but all corporations formed under such acts or parts of acts, may, if they will adopt this act, be entitled to proceed thereunder, and have all the benefits of this act. And the fixing of the terminus by any such corporation shall have the same effect as if it had been fixed by the General Assembly."

10. Also, that the House has concurred in the Senate amendment, striking out section 18 of the original bill, but amend said Senate amendment by inserting the following in lieu of said section: "Any such corporation may, by their agents and employees, enter upon and take from any land adjacent to its road, earth, gravel, stone, or other materials, except fuel and wood, necessary for the construction of such railway, paying, if the owner of such land and the said corporation can agree thereto, the value of such material taken and the amount of damage occasioned thereby to any such land or its appurtenances; and if such owner and corporation cannot agree, then the value of

such material, and the damage occasioned to such real estate, may be ascertained, determined and paid in the manner that may now or hereafter be provided by any law of eminent domain, but the value of such materials, and the damages to such real estate, shall be ascertained, determined and paid for before such corporation can enter upon or take the same."

11. And, the House has concurred in the Senate amendments to section 19, subdivision 5, in the 1st line, but amend said Senate amendment by re-inserting the words proposed to be stricken out, and by adding at the end of subdivision 5 of said section 19, the following words: "*Provided*, that in case of the constructing of said railway along highways, plank roads, turnpikes or canals, such railway shall either first obtain the consent of the lawful authorities having control or jurisdiction of the same, or condemn the same under the provisions of any eminent domain law now or hereafter in force in this State."

In the adoption of which amendments to the Senate amendments I am instructed to ask the concurrence of the Senate.

I am also directed to inform the Senate that the House of Representatives has refused to concur with them in the adoption of the following amendments to said bill:

1. The amendment made by the Senate to section 3.

2. Also, the Senate amendment numbered section 16½, in Senate printed amendments.

3. Also, that the House refuse to concur in the Senate amendment numbered section 16½, in Senate printed amendments.

Mr. Flagg, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bills of the following titles, to-wit:

Senate bill, No. 416, for "An act to provide for the re-assessment and taxation of property, when the records of assessment have been lost or destroyed, and to authorize the re-assessment or abatement of taxes in certain cases."

Senate bill, No. 430, for "An act to amend an act entitled 'an act to cede jurisdiction to the United States over certain lands, and for the purchase and condemnation thereof,' approved December 14th, A. D. 1871."

Mr. Harlan called up the message from the House on House bill, No. 400, for "An act to provide for the incorporation of associations that may be organized for the purpose of constructing railways, maintaining and operating the same, for prescribing and defining the duties and limiting the powers of such corporations when so organized."

The question being, "Will the Senate recede from and agree with the House to the following amendments to House bill No. 400?"

Strike out the amendment made by the Senate to section 3.

Also, strike out the Senate amendment numbered section 16½.

Also, strike out the Senate amendment numbered section 16½.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 34
Nays 4

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Harlan,
Holcomb,
Jewett,
Kerr,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Vorls,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Landrigan,
Vaughan,

Mr. Washburn,

Mr. Williams.

So the Senate receded from the foregoing amendments.

The question then being, "Will the Senate concur with the House in their amendments to Senate amendments to House bill No. 400, as contained in the foregoing report?"

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....35
Nays..... 2

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Harlan,
Holcomb,
Jewett,
Kerr,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Vorls,
Washburn,
Whiting,
Wilkinson,
Woodard.

Messrs. Landrigan and Vaughan voted in the negative.

So the report of the House was adopted.

Senate bill, No. 416, for "An act to provide for the re-assessment and taxation of property when the records of assessmer^t have been lost or destroyed, and to authorize the re-assessment or abatement of taxes in certain cases."

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 37
Nays..... 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bush,
Carter,
Crawford,

Messrs. Daggett,
Donahue,
Dore,
Edsall,
Flagg,
Fuller,
Hampton,

Messrs. Harlan,
Holcomb,
Jewett,
Kerr,
Landrigan,
Langley,
Marsh,

Messrs McNulta,
Nicholson,
Pierce,
Reidick,
Richardson,
Senter,

Messrs. Solomon,
Starné,
Strevell,
Underwood,
Vaughan,

Messrs. Voria,
Washburn,
Whiting,
Wilkinson,
Woodard.

The bill containing an emergency clause, and having received a two-thirds majority, was declared passed.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

House bill, No. 607, for "An act concerning the appointment and removal of city officers in all cities in this State, conferring additional powers and duties upon the mayors of such cities, and concerning appropriation bills or ordinances that may be passed in such cities,"

Was taken up, read at large a first time, and,

On motion of Mr. Dore,

Referred to the committee on municipalities.

House bill, No. 677, for "An act to repeal an act entitled 'an act to regulate the manner of giving notice in legal proceedings (in Randolph county),' approved March 27, A. D. 1869."

Was taken up, read at large a first time, and

Ordered to a second reading.

House bill, No. 663, for "An act to repeal an act entitled 'an act to remove certain out-lots therein mentioned from within the jurisdiction of the town (now city) of Chester, in Randolph county, and to vacate parts of certain alleys therein mentioned,'"

Was taken up, read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. Underwood,

Referred to the committee on judiciary.

House bill, No. 617, for "An act to prevent the use of common jails by the authorities of cities and towns as a calaboose or lock-up,"

Was taken up, read at large a first time, and

Ordered to a second reading, and

Referred to the committee on township organization.

A message from the Governor, by E. B. Harlan, Private Secretary

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT,
SPRINGFIELD, *February 23, 1872.*

HON. JOHN DOUGHERTY, *President of the Senate:*

I have the honor to transmit to the Senate a communication from the State House Commissioners. It is unnecessary for me to do more than invite the attention of the Senate to the suggestions therein contained.

JOHN M. PALMER.

Mr. Underwood called up

Senate bill, No. 212, for "An act to provide for the establishment and regulate the jurisdiction of courts of record in cities."

The question being on the adoption of the substitute reported by the committee,

Mr. Underwood offered the following amendments; which were adopted:

Amend by striking out of section 10 the last sentence.

Section 18, line 4, after the word "city," insert "and the usual notices of city elections shall be given and such elections shall be held by the officers appointed and qualified to hold city elections, and such elections shall be conducted as other city elections, and the result of the election certified by the common council of the city and filed in the office of the county clerk of the county, and recorded in a book to be furnished by the city first holding an election for the establishment of a city court of the county wherein the result of all city elections for the creation of such city court so certified is situated. Such elections to establish city courts may be contested in the circuit court of the proper county on petition of any resident tax-payer and voter of the city, in which petition the city shall be made defendant."

Mr. Hampton offered the following amendment; which was lost:

Amend section 3 by striking out all of first sentence and inserting the following: "At the same time of the election of judges, as provided in section 2, there shall be elected — clerks of said courts."

Mr. Edsall offered the following amendment; which was adopted:

Add to section 13 "all courts of this State shall take judicial notice of the existence of any such city courts when established."

Leave of absence was granted Mr. Alexander until Tuesday next.

On motion of Mr. Strevell,

The Governor's communication concerning the new State House was referred to the committee on public buildings.

At 12:40 o'clock P. M.,

On motion of Mr. Bush,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

The consideration of Senate bill No. 212, for "An act to provide for the establishment and to regulate the jurisdiction of courts of record in cities," was resumed.

Mr. Underwood offered the following amendment; which was adopted:

Add at end of section 18: "And returns of such election for the establishment of a city court, and the election of city judges, shall be certified to and filed in the office of the Secretary of State."

Mr. Hampton offered the following amendment; which was adopted:

Amend by adding as follows:

"Section 19. In no case shall the State be required to pay any part of the salaries of the judges or other expenses of courts which may be established under the provisions of this act."

On motion of Mr. Underwood,

The bill and substitute, as amended, was referred to the committee on judiciary.

Mr. Fuller, from the committee on railroads and warehouses, reported amendment to Senate bill, No. 409, for "An act in regard to fencing

railroads and to secure the safety of persons and property in the making up of trains and the management and running of cars," and asked the Senate to concur in the adoption of the amendments.

The report of the committee was concurred in, and

The amendments were adopted.

Mr. Richardson, from the committee on judiciary, to which was referred Senate bill, No. 365, for "An act to amend section five, of an act entitled 'an act to amend chapter twenty-four, of the Revised Statutes, entitled "Conveyances,"' approved February 15, 1851," reported the same back, and recommended it lie on the table until July 4th, 1873.

The report of the committee was concurred in, and the bill

Ordered to lie on the table until July 4th, 1873.

Mr. Underwood, from the committee on judiciary, to which was referred House bill, No. 668, for "An act to repeal an act entitled 'an act to remove certain out-lots therein mentioned from within the jurisdiction of the town (now city) of Chester, in Randolph county, and to vacate parts of certain alleys therein mentioned,'" reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered on file for a second reading.

Mr. Jewett, from the committee on judiciary, to which was referred Senate bill, No. 292, for "An act to provide for the re-assessment of property when the records of assessment have been lost or destroyed," reported the same back, and recommended it lie on the table indefinitely,

The report of the committee was concurred in, and the bill

Ordered to lie on the table.

Mr. Jewett, from the committee on judiciary, to which was referred Senate bill, No. 379, for "An act to authorize trustees, or boards of directors of benevolent institutions, to sell real estate," reported the same back, with amendment, and asked that the same be adopted.

The report of the committee was concurred in, and,

On motion of Mr. Jewett,

The bill was laid on the table.

Mr. Jewett, from the committee on banks and banking, to which was referred Senate bill, No. 368, for "An act relating to savings banks and institutions for savings," reported the same back, with amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to lie on the table and be printed as amended.

Mr. Woodard, from the committee on railroads and warehouses, to which was referred Senate bill, No. 225, for "An act to provide for the construction of tram or wheel ways in public roads and streets to facilitate travel and traffic with common wagons and vehicles," reported the same back, with substitute in the form of an amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill as amended,

Was read a second time, and

Ordered to lie on the table and be printed.

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 429, for "An act making an appropriation for the payment of the officers and members of the next General Assembly, and for the salaries of the officers of the State government," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered to be engrossed and printed for a third reading.

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 392, for "An act to appropriate moneys to the Illinois State Horticultural Society," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered to be engrossed and printed for third reading.

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 325, for "An act making appropriations for the completion of the Northern Hospital and Asylum for the Insane, at Elgin, and for furnishing the chapel, main building and south wing thereof, and for repairing and erection of cottages for the reception of patients, and for other items," reported the same back, with an amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 374, for "An act to make an appropriation to construct and complete the Southern Insane Asylum at Anna, and for furnishing the same," reported the same back, with an amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

Mr. Pierce, from the committee on state charitable institutions, to which was referred Senate bill, No. 417, for "An act to provide an additional water supply at the hospital for insane, at Jacksonville, Illinois," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered on file for a second reading.

Mr. Pierce, from the committee on state charitable institutions, to which was referred Senate bill, No. 388, for "An act to secure uniform and reliable statistics concerning the dependent and criminal classes, and their treatment in State and county institutions," reported the same back, with amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill
Ordered on file for a second reading.

Mr. Pierce, from the committee on state charitable institutions, reported certain amendments to Senate bill, No. 383, for "An act to provide for the appointment of a soldiers' orphans' agent, and for the disposition, distribution and maintenance of the children of the Soldiers' Orphans' Home, located at Normal," and asked that the Senate adopt the same.

The report of the committee was concurred in, and
The amendments adopted.

Mr. Marsh, from the committee on public buildings, to which was referred Senate bill, No. 432, for "An act to make an appropriation for carrying on the work on the new State House," reported the same back, with an amendment, and also a written report.

The amendment was adopted, and the bill

Referred to the committee on finance, in compliance with the report.

Mr. Flagg, from the committee on education, to which was referred Senate bill, No. 343, for "An act to amend the school law," reported the same back, and recommended it lie on table.

The report of the committee was concurred in, and the bill

Ordered to lie upon the table.

Mr. Flagg, from the committee on education, to which was referred Senate bill, No. 272, for "An act to carry out section 4, of article 8 of the State constitution, in relation to school teachers and school officers," reported the same back, and recommended it lie on table.

The report of the committee was concurred in, and the bill

Ordered to lie upon the table.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred House bill, No. 544, for "An act to authorize the county boards or other bodies having control and management of the county affairs of the several counties of this State, to take measures to enforce all laws in regard to the prevention of cruelty to animals," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered on file for a second reading.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred House bill, No. 698, for "An act authorizing agricultural societies to sell, exchange, dispose of and convey lands," reported the same back, with an amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered on file for a second reading.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred House bill, No. 152, for "An act concerning drovers," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Woodard, from the committee of Cook county senators, to which was referred Senate bill No. 434, for "An act to amend the city charters of cities in counties having by the last federal census a population of twenty-one thousand four hundred and forty nine," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Kerr, from the committee on finance, to which was referred Senate bill, No. 20, for "An act to authorize counties to equalize bounties among drafted men in the late war," reported the same back and recommended it lie on the table till July 4, 1875.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table until the 4th of July, 1875.

Mr. Landrigan introduced

Senate bill, No. 441, for "An act for the relief of George S. Staley and Avon Litchenger."

Which was read at large a first time, and

Referred to the committee on finance.

Mr. Woodard introduced

Senate bill, No. 442, for "An act to provide for the payment, by the county of Cook, of further compensation to the judges of the circuit and superior courts, and the State's attorney of said county, respectively."

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on fees and salaries.

Senate bill, No. 340, for "An act in regard to road and bridges,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 28
Nays 1

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Carter,
Crawford,
Daggett,
Dore,
Flagg,
Fuller,
Hampton,

Messrs. Harlan,
Holcomb,
Jewett,
Landrigan,
Langley,
Marsh,
Nicholson,
Pierce,
Reddick,

Messrs. Senter,
Solomon,
Starne,
Strevell,
Underwood,
Vaughan,
Whiting,
Wilkinson,
Woodard.

Mr. Washburn voted in the negative.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 409, for "An act in regard to fencing railroads, and to secure the safety of persons and property in the making up of trains and the management and running of cars,"

Was taken up, read at large a second time, and

Ordered engrossed and printed for a third reading.

Mr. Pierce entered a motion to reconsider the vote adopting the amendment to Senate bill No. 409.

Senate bill, No. 434, for "An act to amend the city charter of cities in counties having, by the last federal census, a population of 21,449."

Was taken up, read at large a second time, and

Ordered to lie upon the table.

Senate bill, No. 25, for "An act making appropriations for the completion of the Northern Hospital and Asylum for the Insane, at Elgin, and for furnishing the chapel and south wing thereof, and for

the repairing and erection of cottages for the reception of patients, and for other items,"

Was taken up, read at large a second time, and

Ordered engrossed and printed for a third reading.

Leave of absence was granted Mr. Crawford indefinitely.

Leave of absence was granted Mr. Langley for next week.

Leave of absence was granted Mr. Hampton until Tuesday next.

Leave of absence was granted Mr. Carter until Thursday next.

Leave of absence was granted Mr. Bangs until Wednesday next.

Senate bill, No. 374, for "An act to make appropriation to construct and complete the Southern Insane Asylum at Anna, and for furnishing the same,"

Was taken up, read at large a second time, and

Ordered engrossed and printed for a third reading.

Senate bill No. 417, for "An act to provide an additional water supply at the Hospital for Insane, at Jacksonville, Illinois,"

Was taken up, read at large a second time, and

Ordered engrossed and printed for a third reading.

Senate bill, No. 388, for "An act to secure uniform and reliable statistics concerning the dependent and criminal classes, and their treatment in State and county institutions,"

Was taken up, read at large a second time, and

Ordered engrossed and printed for a third reading.

Mr. Bangs, from the committee on fees and salaries, to which was referred Senate bill, No. 442, for "An act to provide for the payment, by the county of Cook, of further compensation to the judges of the circuit and superior courts, and the State's attorney of said county, respectively," reported the same back and recommended it lie on the table and be printed.

The report of the committee was concurred in, and the bill

Ordered to lie on the table and be printed.

Senate bill, No. 383, for "An act to provide for the appointment of a soldiers' orphans' agent, and for the disposition, distribution and maintenance of the children of the Soldiers' Orphans' Home, located at Normal,"

Was taken up, read at large a second time, and

Ordered engrossed and printed for a third reading.

House bill, No. 152, for "An act concerning drovers,"

Was taken up, read at large a second time, and

Ordered to a third reading, and printed.

House bill, No. 544, for "An act to authorize the county boards or other bodies having control and management of the county affairs of the several counties of this State to take measures to enforce all laws in regard to the prevention of cruelty to animals,"

Was taken up, read at large a second time, and

Ordered to a third reading.

House bill, No. 698, for "An act authorizing agricultural societies to sell, exchange, dispose of, and convey lands,"

Was taken up, read at large a second time, and

Ordered to a third reading, and print.

House bill, No. 533, for "An act to protect the purity of elections, and punish offenses therein named,"

Was taken up, and,

Ordered to a third reading.

Mr. Fuller offered the following resolution; which laid over under the rule:

Resolved, That no new bill will be received by the Senate, at the present session, after the 1st of March next, unless by unanimous consent, and that this resolution shall be considered as one of the standing rules of the Senate.

On motion of Mr. Pierce,

The rules were suspended and the following resolution was adopted:

Resolved, That the select committee on ventilation of the Senate Chamber be directed to cause an examination of the ceiling of the Senate Chamber to be made, for the purpose of ascertaining if any danger exists of the further falling of the plastering.

Leave of absence was granted Senators Reddick, Pierce and Kerr, until Tuesday.

Leave of absence was granted Senators Richardson, Underwood and Harlan, until Monday evening.

At 6 o'clock P. M.,

On motion of Mr. Richardson,

The Senate adjourned until Monday, February 26, at 6 o'clock P. M.

MONDAY, FEBRUARY 26, 1872.

Senate met, pursuant to adjournment.

Mr. Starne in the chair.

The journal of Friday last was being read, when,

On motion of Mr. Pierce,

The further reading of the same was dispensed with.

At 6:30 o'clock P. M.,

On motion of Mr. Whiting,

The Senate adjourned until 10 o'clock A. M., to-morrow.

TUESDAY, FEBRUARY 27, 1872.

Senate met, pursuant to adjournment.

Mr. Fuller, President *pro tempore*, in the chair.

Prayer by Rev. Mr. Brentz.

The journal of yesterday was read and approved.

A call of the Senate was ordered, when

The following Senators (35) answered to their names:

Messrs. Alexander,	Messrs. Hunter,	Messrs. Senter,
Allen,	Jackson,	Solomon,
Anderson,	Jewett,	Starne,
Bangs,	Kerr,	Underwood,
Boyd,	Landrigan,	Van Dorston,
Bush,	Langley,	Voris,
Carter,	Lanning,	Washburn,
Crawford,	Little,	Whiting,
Daggett,	McNulta,	Wilkinson,
Donahue,	Nicholson,	Williams,
Fuller,	Pierce,	Woodard.
Holcomb,	Reddick,	

Senate bill, No. 423, for "An act to amend an act entitled 'an act in relation to divorce, alimony and maintenance in certain cases of bigamy,' approved April 5, 1869,"

Was taken up, and read at large a third time.

On motion of Mr. Washburn,

A call of the Senate was ordered, when

The following Senators (26) answered to their names :

Messrs. Allen,	Messrs. Kerr,	Messrs. Underwood,
Anderson,	Landrigan,	Van Dorston,
Bush,	Lanning,	Voris,
Daggett,	McNulta,	Washburn,
Epler,	Nicholson,	Whiting,
Fuller,	Pierce,	Wilkinson,
Holcomb,	Senter,	Williams,
Hunter,	Solomon,	Woodard.
Jewett,	Starne,	

On motion of Mr. Nicholson,

Further proceedings under the call were dispensed with.

Senate bill, No. 423, for "An act to amend an act entitled 'an act in relation to divorce, alimony and maintenance in certain cases of bigamy,' approved April 5, 1869,"

Having been printed, and read at large a third time,

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 26
Nays..... 0

Those voting in the affirmative are,

Messrs. Allen,	Messrs. Kerr,	Messrs. Underwood,
Anderson,	Landrigan,	Van Dorston,
Bush,	Lanning,	Voris,
Daggett,	McNulta,	Washburn,
Epler,	Nicholson,	Whiting,
Fuller,	Pierce,	Wilkinson,
Holcomb,	Senter,	Williams,
Hunter,	Solomon,	Woodard.
Jewett,	Starne,	

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Pierce, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bills of the following titles, to-wit:

Senate bill, No. 37, for "An act to establish and maintain a system of free schools."

Senate bill, No. 101, for "An act in regard to paupers."

Senate bill, No. 350, for "An act to provide for the election of boards of election."

Senate bill, No. 380, for "An act to enable the Auditor to make a dividend of two-thirds of the school fund, in proportion to the number of persons in each county."

Senate bill, No. 429, for "An act making an appropriation for the payment of the officers and members of the next General Assembly, and for the salaries of the officers of the State government."

Senate bill, No. 421, for "An act concerning tender,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 26
Nays..... 0

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bush,
Daggett,
Epler,
Fuller,
Holcomb,
Hunter,
Jewett,

Messrs. Kerr,
Landrigan,
Lanning,
McNulta,
Nicholson,
Pierce,
Senter,
Solomon,
Starnes,

Messrs. Underwood,
Van Dorston,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Van Dorston, from the committee on judiciary, to which was referred a petition relating to the repeal of "An act to amend chapter 83 of the Revised Statutes, entitled 'Practice,' approved March 5th, 1869," reported the same back and recommended it be laid on the table.

The report of the committee was concurred in, and the petition Ordered to lie upon the table.

Mr. Van Dorston, from the committee on judiciary, to which was referred Senate bill, No. 426, for "An act to punish officers for charging and collecting illegal fees," reported same back and recommended it be engrossed and printed for a third reading.

The report of the committee was concurred in, and the bill

Ordered to be engrossed and printed for a third reading.

Senate bill, No. 433, for "An act to make the certificates of the register or receiver of any land office of the United States *prima facie* evidence,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 26
Nays..... 0

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bush,
Daggett,
Epler,
Fuller,
Holcomb,
Hunter,
Jewett,

Messrs. Kerr,
Landrigan,
Lanning,
McNulta,
Nicholson,
Pierce,
Senter,
Solomon,
Starne,

Messrs. Underwood,
Van Dorston,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 418, for "An act to amend an act entitled 'an act amendatory of an act approved March 3, 1845, in relation to fire companies,' approved February 24, 1859,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....26
Nays 0

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bush,
Daggett,
Epler,
Fuller,
Holcomb,
Hunter,
Jewett,

Messrs. Kerr,
Landrigan,
Lanning,
McNulta,
Nicholson,
Pierce,
Senter,
Solomon,
Starne,

Messrs. Underwood,
Van Dorston,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Epler (by unanimous consent) offered the following amendment to House bill No. 237; which was adopted

Amend section 5, lines 11 and 12, by striking out the words "on or before the twentieth day of August aforesaid," and insert "ten days before said September term of the county court."

Senate bill, No. 101, for "An act in regard to paupers,"

Was taken up, read at large a third time, and,

On motion of Mr. Daggett,

Referred to the committee on judiciary.

On motion of Mr. Senter,

Indefinite leave of absence was granted Mr. Hampton on account of sickness in his family.

Senate bill, No. 430, for "An act to amend an act entitled 'an act to cede jurisdiction to the United States over certain land, and for the purchase and condemnation thereof,' approved December 14, 1871,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas..... 11
Nays 15

Those voting in the affirmative are,

Messrs. Allen,
Bush,
Epler,
Kerr,

Messrs. Senter,
Starne,
Underwood,
Van Dorston,

Messrs. Whiting,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Anderson,
Daggett,
Fuller,
Holcomb,
Hunter,

Messrs. Jewett,
Landrigan,
Lanning,
McNulta,
Nicholson,

Messrs. Pierce,
Solomon,
Voria,
Washburn,
Woodard.

Mr. Jewett then entered a motion to reconsider the vote whereby Senate bill No. 430 was lost.

A message from the House of Representatives, by Mr. Reece.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, to-wit:

House bill, No. 658, for "An act to provide for the election and qualification of justices of the peace and constables, and to provide for the jurisdiction and practice of justices of the peace in civil cases, and fix the duties of constables, and to repeal certain acts therein named."

House bill, No. 569, for "An act to prevent the sale, or bringing into the State, of obscene books, pamphlets, prints or paintings, and to repeal section 128, division 11, of chapter 30, of the Revised Statutes of 1845."

In the passage of which I am instructed to ask the concurrence of the Senate.

Senate bill, No. 440, for "An act to grant the use of canals in this State to the use of the inhabitants of the Dominion of Canada upon conditions named,"

Was taken up, read at large a second time, and

Ordered engrossed and printed for a third reading.

Senate bill, No. 442, for "An act to provide for the payment by the county of Cook of further compensation to the judges of the circuit and superior courts, and the State's Attorney of said county, respectively,"

Was taken up and read at large a second time.

Mr. Jewett moved to lay the bill on the table indefinitely; which motion was lost, and

The bill was ordered engrossed and printed for a third reading.

At 12:23½ o'clock P. M.,

On motion of Mr. Epler,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

On motion of Mr. Senter,

A call of the Senate was ordered, when

The following Senators (26) answered to their names:

Messrs. Allen,
Anderson,
Bush,
Daggett,

Messrs. Donahue,
Epler,
Flagg,
Fuller,

Messrs. Holcomb,
Hunter,
Jewett,
Kerr,

Messrs. Landrigan,
Lanning,
McNulta,
Nicholson,
Pierce,

Messrs. Senter,
Solomon,
Underwood,
Van Dorston,
Voria,

Messrs. Washburn,
Whiting,
Wilkinson,
Williams.

Mr. Lanning moved to dispense with further proceedings under the call; which motion was lost.

On motion of Mr. Van Dorston,

Further proceedings under the call were dispensed with.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

WHEREAS, James P. Golden, deceased, late a citizen of the county of Adams and State of Illinois, was, in the fall of 1870, by means of the false and fraudulent pretences of one Stephen M. Bellew, induced to accompany the said Bellew to the State of Texas; and was there, to-wit: in the county of Collin, in the State of Texas, on the 21st day of October, A. D. 1870, by the said Bellew, most inhumanly and brutally murdered; and whereas, the said Bellew was afterwards, in the State of Illinois, suspected of the said crime of murder; and whereas, John W. Golden, the father of the said James P. Golden, at an expense of over five thousand dollars, caused the said Bellew to be arrested and returned to the said Collin County, and there caused him, the said Bellew to be indicted, and by a jury of said county convicted and condemned to death for the murder of the said James P. Golden; therefore, be it

Resolved by the House of Representatives of the State of Illinois, the Senate concurring herein, That the Governor of this State is hereby authorized and requested to pay to the said John W. Golden, out of the moneys now, or that hereafter may be, in his hands as a contingent fund, all or such portion of the expense necessarily incurred by the said John W. Golden in the prosecution and conviction of the said Stephen M. Bellew, as in the judgment of the Governor, after careful investigation, shall seem right and proper: *Provided*, the amount so paid shall not exceed the sum of three thousand dollars.

In the adoption of which I am instructed to ask the concurrence of the Senate.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred Senate bill, No. 342, for "An act to provide for the examination and appointment of licensed surveyors," reported the same back, with amendments, and recommended their adoption.

The report of the committee was concurred in, and the bill,

On motion of Mr. Nicholson,

Ordered to lie on the table and be printed.

On motion of Mr. Underwood,

The House resolution concerning the murder of James P. Golden, was taken up and referred to the committee on the judiciary.

House bill, No. 658, for "An act to provide for the election and qualification of justices of the peace and constables, and to provide for the jurisdiction and practice of justices of the peace in civil cases, and fix the duties of constables, and to repeal certain acts therein named,"

Was taken up, read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. Fuller,

Referred to the committee on judiciary.

The following bills were taken up and ordered engrossed for a third reading :

Senate bill, No. 399, for "An act to exempt the homestead from forced sale, and to provide for setting off the same, and to exempt certain personal property from attachment and sale on execution and from distress for rent,"

Senate bill, No. 398, for "An act in regard to limitations."

Senate bill, No. 336, for "An act in regard to guardian and ward."

Senate bill, No. 144, for "An act in regard to Wills."

Senate bill, No. 401, for "An act in regard to judgments and decrees, and the manner of enforcing the same by execution, and to provide for the redemption of real estate sold under execution or decree."

Senate bill, No. 337, for "An act in regard to the administration of estates," was taken up,

The question being upon concurring with the substitute in the nature of an amendment reported by the judiciary committee, the amendment was adopted, and

The bill ordered engrossed for a third reading.

On motion of Mr. Kerr,

House bill, No. 309, for "An act to enable any city, incorporated town, or incorporated village in this State, to change its name," was taken up.

Mr. Kerr then offered the following amendment to the bill ; which was adopted :

§ 9. When the plat of any unincorporated town or village shall be placed upon record in any county in this State, the circuit court of said county shall have power at any regular term of said court to change the name of such unincorporated town or village upon the petition of a majority of the legal voters residing within the limits of such town or village, provided notice of the proposed change of name shall be filed in the office of the Secretary of State, as provided in section 2 of this act."

The amendment was ordered printed.

Mr. Flagg presented a petition relating to township insurance laws; which was referred to the committee on insurance.

Mr. Pierce, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bills of the following titles, to-wit :

Senate bill, No. 374, for "An act to make appropriation to construct and complete the Southern Insane Asylum at Anna, and for furnishing the same."

Senate bill, No. 388, for "An act to secure uniform and reliable statistics concerning the dependent and criminal classes, and their treatment in State and county institutions."

Senate bill, No. 392, for "An act to appropriate moneys to the Illinois State Horticultural Society."

Senate bill No. 417, for "An act to provide an additional water supply at the Hospital for Insane, located at Jacksonville, Illinois."

Senate bill, No. 409, for "An act in regard to fencing railroads, and to secure the safety of persons and property in the making up of trains and the management and running of cars."

Senate bill, No. 25, for "An act making appropriations for the completion of the Northern Hospital and Asylum for the Insane, at Elgin, and for furnishing the chapel, main building and south wing thereof, and for the repairing and erection of cottages for the reception of patients, and for other items."

Mr. Hunter, from the committee on geology and science, to which was referred the claim of J. H. McCheaney, reported the same back, and asked to be discharged from the further consideration of the same.

The report of the committee was concurred in, and the committee discharged.

House bill, No. 668, for "An act to repeal an act entitled 'an act to remove certain out lots therein mentioned, from within the jurisdiction of the town (now city) of Chester, in Randolph county, and to vacate parts of certain alleys therein mentioned,' "

Was taken up, read at large a second time, and

Ordered to a third reading.

House bill, No. 677, for "An act to repeal an act entitled 'an act to regulate the manner of giving notice in legal proceedings (in Randolph county),' approved March 27, A. D. 1869,"

Was taken up, read at large a second time, and

Ordered to a third reading.

House bill, No. 569, for "An act to prevent the sale or bringing into this State of obscene books, pamphlets, prints or paintings, and to repeal section 128, division XI., of chapter 30 of the Revised Statutes of 1845,"

Was taken up, read at large a first time, and

Ordered to a second reading, and

Referred to the committee on judiciary.

At 4:05 o'clock P. M.,

On motion of Mr. Voris,

The Senate adjourned until 10 o'clock A. M. to-morrow.

WEDNESDAY, FEBRUARY 28, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Brentz.

The journal of yesterday was being read, when,

On motion of Mr. Pierce,

The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (41) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bowman,
Boyd,

Messrs. Bush,
Daggett,
Donahue,
Dore,
Early,
Eddy,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jackson,

Messrs Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,

Messrs. Nicholson,
Pierce,
Richardson,
Senter,
Solomon,
Starnes,
Strevell,
Underwood,

Messrs. Van Dorston,
Voriss,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, to-wit:

House bill No. 59, for "An act to repeal an act entitled 'an act to incorporate the St. Clair Savings and Insurance Company,' approved March 29, 1869."

House bill, No. 433, for "An act in regard to evidence and depositions in civil cases."

House bill, No. 604, for "An act to enable associations of persons to raise funds, to be loaned only among their members, for building homesteads and for other purposes, to become a body corporate."

House bill, No. 732, for "An act authorizing the formation of corporations, societies and associations for purposes other than for pecuniary profit."

House bill, No. 597, for "An act for the protection of foundlings."

In the passage of which I am instructed to ask the concurrence of the Senate.

Senate bill No. 350, for "An act to provide for the election of boards of election,"

Was taken up and read at large a third time.

On motion of Mr. Bush,

The bill was referred to the committee on elections.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bills of the following titles, to-wit:

Senate bill, No. 383, for "An act to provide for the appointment of a soldiers' orphans' agent, and for the disposition, distribution and maintenance of the children of the Soldiers' Orphans' Home, located at Normal."

Senate bill No. 440, for "An act to grant the use of canals in this State to the use of the inhabitants of the Dominion of Canada, upon conditions named."

Senate bill, No. 331, for "An act to establish the salaries of the judges of inferior local courts in cities having a less population than five thousand inhabitants,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas.....23
Nays.....11

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Banga,

Messrs Bowman,
Bush,
Daggett,

Messrs. Dore,
Early,
Eddy,

Messrs. Flagg,
Fuller,
Jewett,
McNulta,
Pierce,

Messrs. Senter,
Starne,
Strevell,
Underwood,

Messrs. Voria,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Donahue,
Kerr,
Landrigan,
Lanning,

Messrs. Marsh,
Nicholson,
Richardson,
Solomon,

Messrs. Van Dorston,
Washburn,
Williams.

Mr. Van Dorston entered a motion to reconsider the vote whereby the bill was lost.

Senate bill, No. 402, for "An act to change the times of holding courts in the 27th judicial circuit, and to repeal an act therein named,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 34
Nays..... 1

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Bowman,
Bush,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Epler,
Flagg,

Messrs. Fuller,
Holcomb,
Hunter,
Jewett,
Kerr,
Landrigan,
Lanning,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Richardson,
Senter,
Solomon,
Starne,
Strevell,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Underwood voted in the negative.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

Mr. Washburn entered a motion to reconsider the vote whereby the bill was passed.

The motion of Mr. Van Dorston, entered this day, to reconsider the vote whereby Senate bill, No. 331, for "An act to establish the salaries of the judges of inferior local courts in cities having a less population than 5,000 inhabitants," was lost,

Was then taken up and the vote reconsidered.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 32
Nays..... 3

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bowman,
Bush,
Daggett,
Dore,
Early,
Eddy,
Epler,
Flagg,

Messrs. Fuller,
Holcomb,
Jewett,
Kerr,
Landrigan,
Lanning,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Richardson,
Senter,
Solomon,
Starne,
Underwood,
Van Dorston,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Mr. Donahue,

Mr. Strevell,

Mr. Washburn.

Mr. Pierce then offered the following amendment to the title of the bill; which was adopted:

Amend title by striking out of said title all after the word "cities" and insert after "judges" the words "prosecuting attorneys."

Ordered that the title be as amended, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. Woodard,

The rules were suspended, and

Senate bill, No. 225, for "An act to provide for the construction of tram or wheel ways in public roads and streets to facilitate travel and traffic with common wagons and vehicles,"

Was taken up, having been read at large a second time.

A message from the House of Representatives, by Mr. Hay:

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 697, for "An act to fix the salaries of State officers; of the Judges of the Circuit Courts and Superior Court of Cook county; of the State's Attorneys; of the Judges and Prosecuting Attorneys of inferior courts in cities and towns having a population not exceeding five thousand inhabitants; of the county officers of Cook county; to regulate the fees of the Secretary of State and of the Clerks of the Supreme Court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables and all town officers; to provide the mode of rendering their accounts and to fix a penalty for exacting illegal fees."

In the passage of which I am instructed to ask the concurrence of the Senate.

Mr. Flagg offered the following amendment to the bill; which was adopted:

Section 4, line 6, strike out "2" and insert "3."

Mr. Strevell offered the following amendment to the bill; which was adopted:

Amend section 3, line 5: strike out "5 years" and insert "10 years."

Mr. Richardson offered the following amendment; which was lost:

Amend by striking out the word "twenty," in line 4, of section 3, printed bill.

Mr. Flagg offered the following amendment; which was adopted:

Section 5, line 1, after "passengers," insert "in cities having a population of not less than 50,000 inhabitants." Line 3, before "the," insert "and in all other cases the county board or."

Mr. Richardson offered the following amendment; which was lost:

Amend by striking out the word "less," in line 4 of section 3, and insert "not exceeding."

The bill (S. B. No. 225,) as amended, was then

Ordered engrossed and printed for a third reading.

On motion of Mr. Bangs,

House bill, No. 697, for "An act to fix the salaries of State officers; of the Judges of the Circuit Courts and Superior Court of Cook county; of the State's Attorneys; of the Judges and Prosecuting Attorneys of inferior courts in cities and towns having a population not exceeding five thousand inhabitants; of the county officers of Cook county; to regulate the fees of the Secretary of State and of the Clerks of the Supreme Court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables and all town officers; to provide the mode of rendering their accounts and to fix a penalty for exacting illegal fees,"

Was taken up, read at large a first time, and,

On motion of Mr. Epler,

Referred to the committee on fees and salaries.

On motion of Mr. Dore,

Mr. Jewett's motion, entered yesterday, to reconsider the vote whereby Senate bill No. 430 was lost,

Was taken up and the vote reconsidered.

Senate bill, No. 430, for "An act to amend an act entitled 'an act to cede jurisdiction to the United States over certain lands, and for the purchase and condemnation thereof,' approved December 14th, A. D. 1871,"

Having been printed was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 30
Nays 3

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Bowman,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Epler,

Messrs. Flagg,
Hunter,
Jewett,
Kerr,
Landrigan,
Lanning,
Marsh,
McNulta,
Nicholson,
Richardson,

Messrs. Senter,
Starnes,
Strevell,
Underwood,
Van Dorston,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Mr. Bush,

Mr. Pierce,

Mr. Washburn.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. Flagg,

Senate bill, No. 873, for "An act to incorporate mutual fire insurance companies in townships."

Was taken from the table and placed among the files.

House bill, No. 341, for "An act to regulate the practice in courts of chancery,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 31
Nays 0

Those voting in the affirmative are,

Messrs. Anderson,	Messrs. Hunter,	Messrs. Starnes,
Bangs,	Jewett,	Strevel,
Bowman,	Landrigan,	Underwood,
Bush,	Lanning,	Van Dorston,
Daggett,	Marsh,	Voris,
Dore,	McNulta,	Washburn,
Early,	Nicholson,	Whiting,
Eddy,	Pierce,	Wilkinson,
Flagg,	Senter,	Williams,
Fuller,	Solomon,	Woodard.
Holcomb,		

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

House bill, No. 223, for "An act to amend section 4, of chapter 80, of the Revised Statutes of 1845, entitled 'Paupers.'"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 29
Nays 0

Those voting in the affirmative are,

Messrs. Anderson,	Messrs. Holcomb,	Messrs. Starnes,
Bangs,	Jewett,	Strevel,
Bowman,	Landrigan,	Underwood,
Bush,	Lanning,	Van Dorston,
Daggett,	Marsh,	Washburn,
Dore,	McNulta,	Whiting,
Early,	Nicholson,	Wilkinson,
Eddy,	Pierce,	Williams,
Flagg,	Senter,	Woodard.
Fuller,	Solomon,	

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

House bill, No. 769, for "An act to prevent the keeping of common gaming houses, and to prevent gaming,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 29
Nays 0

Those voting in the affirmative are,

Messrs. Anderson,	Messrs. Jewett,	Messrs. Starnes,
Bangs,	Kerr,	Strevel,
Bowman,	Landrigan,	Underwood,
Bush,	Lanning,	Van Dorston,
Daggett,	Marsh,	Washburn,
Dore,	McNulta,	Whiting,
Early,	Nicholson,	Wilkinson,
Flagg,	Pierce,	Williams,
Fuller,	Senter,	Woodard.
Holcomb,	Solomon,	

Ordered that the title be as aforesaid, and that the Secretary inform House of Representatives thereof.

House bill, No. 196, for "An act to allow Walter B. Caswell the sum of one hundred and sixteen dollars and sixty-seven cents and interest on the same, at ten per cent. per annum, from July 1, 1867,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 26
Nays 4

Those voting in the affirmative are,

Messrs. Anderson,
Bangs,
Bowman,
Daggett,
Dore,
Early,
Eddy,
Flagg,
Fuller,

Messrs. Holcomb,
Jewett,
Kerr,
Landrigan,
Lanning,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Senter,
Solomon,
Strevell,
Underwood,
Van Dorston.
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bush,
Starne,

Mr. Washburn,

Mr. Williams.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

At 12:26 o'clock P. M.,

On motion of Mr. Starne,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

House bill, No. 677, for "An act to repeal an act entitled 'an act to regulate the manner of giving notice in legal proceedings (in Randolph county),' approved March 27, A. D. 1869,"

Was taken up, and,

On motion of Mr. Washburn,

The consideration of the same was postponed until Thursday, March 7, 1872.

House bill, No. 668, for "An act to repeal an act entitled 'an act to remove certain out-lots therein mentioned from within the jurisdiction of the town (now city) of Ohester, in Randolph county, and to vacate parts of certain alleys therein mentioned,'"

Was taken up, read at large a third time, and,

On motion of Mr. Underwood,

Referred to Messrs. Anderson and Washburn.

On motion of Mr. Kerr,
A call of the Senate was ordered; when

The following Senators (32) answered to their names:

Messrs. Allen,	Messrs. Holcomb,	Messrs. Solomon,
Anderson,	Hunter,	Starne,
Bangs,	Jewett,	Strevell,
Bowman,	Kerr,	Underwood,
Bush,	Lanning,	Van Dorston,
Daggett,	Marsh,	Washburn,
Dore,	McNulta,	Whiting,
Early,	Nicholson,	Wilkinson,
Eddy,	Pierce,	Williams,
Flagg,	Richardson,	Woodard.
Fuller,	Senter,	

On motion of Mr. Nicholson,
Further proceedings under the call were dispensed with.

House bill, No. 755, for "An act to provide the Governor with a contingent fund,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas..... 30
Nays..... 1

Those voting in the affirmative are,

Messrs. Allen,	Messrs. Hunter,	Messrs. Solomon,
Anderson,	Jewett,	Starne,
Bangs,	Kerr,	Strevell,
Bush,	Lanning,	Underwood,
Daggett,	Marsh,	Van Dorston,
Early,	McNulta,	Washburn,
Eddy,	Nicholson,	Whiting,
Flagg,	Pierce,	Wilkinson,
Fuller,	Richardson,	Williams,
Holcomb,	Senter,	Woodard.

Messrs. Dore voted in the negative.

The bill containing an emergency clause, and not having received a two-thirds vote, was declared lost.

Mr. Dore entered a motion to reconsider the vote whereby House bill No. 755 was lost.

House bill, No. 703, for "An act to enable cities, villages and incorporated towns to contract for a supply of water for public use, to create and alter water districts, and to levy and collect a tax to pay for water so supplied,"

Was taken up, and,

On motion of Mr. Richardson,
Referred to the committee on judiciary.

House bill, No. 237, for "An act to provide for the removal of county seats,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 31
Nays 0

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Bowman,
Bush,
Daggett,
Dore,
Early,
Eddy,
Epler,
Flagg,

Messrs. Fuller,
Holcomb,
Jewett,
Kerr,
Lanning,
McNulta,
Nicholson,
Pierce,
Richardson,
Senter,

Messrs. Solomon,
Starnes,
Strevell,
Underwood,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

Mr. Eddy, from the joint committee on enrolled and engrossed bills begs leave to report that bills of the following titles have been correctly enrolled, to-wit:

House bill, No. 625, for "An act to apportion the State of Illinois into Senatorial Districts."

House bill, No. 601, for "An act to provide for re-recording deeds, mortgages, and other instruments in writing, where the original records thereof have been destroyed, and to fix the fee for such re-recording."

House bill, No. 663, for "An act to amend 'a general act of incorporation of agricultural and horticultural societies, and associations for improving the breeds of domestic animals,' approved Feb. 15, 1855."

House bill, No. 368, for "An act in relation to surplus funds raised in towns and cities for bounty purposes during the late war for the suppression of the rebellion."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles has been correctly enrolled, and on the 28th day of February, 1872, laid before the Governor, for his approval, viz:

House bill, No. 625, for "An act to apportion the State of Illinois into Senatorial Districts."

House bill, No. 601, for "An act to provide for re-recording deeds, mortgages and other instruments in writing, where the original records thereof have been destroyed, and to fix the fee for such re-recording."

House bill, No. 663, for "An act to amend 'a general act of incorporation of agricultural and horticultural societies and associations for improving the breed of domestic animals,' approved Feb. 15, 1855."

House bill, No. 368, for "An act in relation to surplus funds raised in towns and cities for bounty purposes during the late war for the suppression of the rebellion."

House bill, No. 597, for "An act for the protection of foundlings,"

Was taken up, read at large a first time, and

Ordered to a second reading, and

Referred to the committee on judiciary.

House bill, No. 732, for "An act authorizing the formation of corporations, societies and associations for purposes other than for pecuniary profit,"

Was taken up, read at large a first time, and

Ordered to a second reading, and

Referred to the committee on corporations.

House bill, No. 604, for "An act to enable associations of persons to raise funds, to be loaned only among their members, for building homesteads, and for other purposes to become a body corporate,"

Was taken up, read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. Bush,

Referred to the committee on corporations.

House bill, No. 59, for "An act to repeal an act entitled 'an act to amend an act to incorporate the St. Clair savings and insurance company,' approved March 29, 1869,"

Was taken up, read at large a first time, and

Ordered to a second reading, and

Referred to the committee on banks and banking.

House bill, No. 433, for "An act in regard to evidence and depositions in civil cases,"

Was taken up, read at large a first time, and

Ordered to a second reading, and

Referred to the committee on judiciary.

By unanimous consent,

Mr. Strevell offered the following resolution; which was laid over under the rule :

Resolved, That the judiciary committee be requested to inquire into and report to the Senate the condition of the revision of the statutes, and whether any further legislation is necessary to complete the revision and publication of the laws.

Mr. Pierce introduced

Senate bill, No. 443, for "An act to amend an act entitled 'an act to provide for the ordinary and contingent expenses of the State government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly,' approved June 22, 1871."

Which was read at large a first time; and

Ordered to a second reading, and

Referred to the committee on finance.

On motion of Mr. Flagg,

Senate bill, No. 373, for "An act to incorporate mutual fire insurance companies in townships," was taken up.

Mr. Fuller offered the following amendments; which were adopted :
Section 13, insert after the word "therefrom" the words "by surrendering his policy for cancellation."

Section 4, line 2, strike out the word "four" and insert the word "eleven."

Section 11, strike out sixth line.

Mr. Flagg offered the following amendment; which was adopted :

Section 16, line 6, strike out "district" and insert "circuit."

The bill as amended was then ordered engrossed and for a third reading.

Mr. Underwood, from the committee on judiciary, to which was referred House bill, No. 569, for "An act to prevent the sale or bringing into this State of obscene books, pamphlets, prints or paintings, and to

repeal section 128, division 11, of chapter 30 of the Revised Statutes of 1845," reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 82, for "An act to protect fish in this State," reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the bill
Ordered to lie on the table.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred Senate bill, No. 123, for "An act to re-establish lost and disputed lines and corners in this State," reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the bill
Ordered to lie on the table.

Mr. Fuller, from the committee on judiciary, to which was referred Senate bill, No. 439, for "An act in relation to granting reprieves, commutations and pardons after conviction for all offences, by the Governor," reported the same back, and recommended it be laid on the table.

The report of the committee was concurred in, and the bill
Ordered to lie on the table.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 101, for "An act in regard to paupers," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill
Ordered to be engrossed and printed for a third reading.

Mr. Jewett introduced

Senate bill, No. 444, for "An act to amend an act entitled 'an act to regulate public warehouses and the inspection of grain, and to give effect to article XIII. of the constitution of this State,' approved April 25, 1871."

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on railroads and warehouses.

Mr. Fuller called up his resolution of Friday last relating to the introduction of bills after the first of March next, which,

On motion of Mr. McNulta,

Was postponed until 3 o'clock P. M. to-morrow.

At 4:55 o'clock P. M.,

On motion of Mr. Bush,

The Senate adjourned until 10 o'clock A. M. to-morrow.

THURSDAY, FEBRUARY 29, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Brentz.

The journal of yesterday was being read, when,

On motion of Mr. Flagg,

The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (41) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bowman,
Boyd,
Bush,
Carter,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Lanning,
Little,
Marsh,
McNulta,

Messrs. Nicholson,
Pierce,
Senter,
Solomon,
Starna,
Strevel,
Underwood,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reports as having been properly enrolled, bills of the following titles, to-wit:

House bill, No. 196, for "An act to allow Walter B. Caswell the sum of one hundred and sixteen dollars and sixty-seven cents, and interest on the same at ten per cent. per annum from July 1st, 1867."

House bill, No. 769, for "An act to prevent the keeping of common gaming houses and to prevent gaming."

House bill, No. 400, for "An act to provide for the incorporation of associations that may be organized for the purpose of constructing railways, maintaining and operating the same, for prescribing and defining the duties and limiting the powers of such corporations when so organized."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reports having, on the 29th day of February, 1872, laid before the Governor, for his approval, bills of the following titles, to-wit:

House bill, No. 196, for "An act to allow Walter B. Caswell the sum of one hundred and sixteen dollars and sixty-seven cents, and interest on the same at ten per cent. per annum from July 1st, 1867."

House bill, No. 769, for "An act to prevent the keeping of common gaming houses and to prevent gaming."

House bill, No. 400, for "An act to provide for the incorporation of associations that may be organized for the purpose of constructing railways, maintaining and operating the same, for prescribing and defining the duties and limiting the powers of such corporations when so organized."

On motion of Mr. Starne,
Leave of absence was granted Mr. Alexander until Tuesday next.

On motion of Mr. McNulta,
Senate bill, No. 306, for "An act for the appointment of short-hand reporters in courts of record, and to regulate the taking of testimony,"
Was taken from the table, and
Referred to the committee on the judiciary.

Mr. Flagg, from the committee on education, to which was referred House bill, No. 162, for "An act to repeal an act entitled 'an act to attach certain lands therein named, to school district number six, in the town of Hallock, in Peoria county,'" reported the same back and recommended it be laid on the table until the 4th day of July, 1873.

The report of the committee was concurred in, and the bill

Ordered to lie on the table until the 4th of July, 1873.

Mr. Flagg, from the committee on education, to which was referred Senate bill, No. 405, for "An act providing for the removal and consolidation of institutions of learning in this State," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill

Referred to the committee on judiciary.

Mr. Flagg, from the committee on education, to which was referred Senate bill, No. 323, for "An act to provide for the collection of State statistics," reported the same back with an amendment, and recommended its adoption.

The report of the committee was concurred in, and the bill

Ordered engrossed and printed for a third reading.

Mr. Flagg, from the committee on education, to which was referred Senate bill, No. 425, for "An act to enable counties to establish county industrial schools," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill placed among the files for a second reading.

Mr. Wilkinson, from the committee on counties and township organization, to which was referred House bill, No. 617, for "An act to prohibit the use of common jails by the authorities of cities and towns as a calaboose or lock up," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill placed among the files for a second reading.

Mr. Wilkinson, from the committee on counties and township organization, to which was referred House bill, No. 449, for "An act to require State and county treasurers to deliver up bonds and coupons issued in aid of railroad or other corporations, which have been paid to any person or persons, who may be authorized by any county, town or city, to receive the same," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill placed among the files.

Mr. Washburn, from the select committee, to which was referred House bill, No. 668, for "An act to repeal an act entitled 'an

act to remove certain out-lots therein mentioned from within the jurisdiction of the town (now city) of Chester, in Randolph county, and to vacate parts of certain alleys therein mentioned," reported the same back and recommended its passage.

The report of the committee was concurred in, and

House bill, No. 668, for "An act to repeal an act entitled 'an act to remove certain out lots therein mentioned, from within the jurisdiction of the town (now city) of Chester, in Randolph county, and to vacate parts of certain alleys therein mentioned,' "

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 29
Nays 3

Those voting in the affirmative are,

Messrs. Anderson,
Bangs,
Bowman,
Bush,
Carter,
Daggett,
Donahue,
Early,
Eddy,
Edsall,

Messrs. Epler,
Flagg,
Fuller,
Harlan,
Holcomb,
Hunter,
Jewett,
Landrigan,
Marsh,
McNulta,

Messrs. Nicholson,
Pierce,
Senter,
Solomon,
Starne,
Underwood,
Van Dorston,
Washburn,
Wilkinson.

Those voting in the negative are,

Mr. Allen,

Mr. Whiting,

Mr. Williams.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

On motion of Mr. VanDorston,

His motion entered yesterday to reconsider the vote whereby House bill No. 755 was lost, was taken up and reconsidered.

House bill, No. 755, for "An act to provide the Governor with a contingent fund,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 35
Nays 0

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Bowman,
Bush,
Carter,
Daggett,
Donahue,
Early,
Eddy,
Edsall,
Epler,

Messrs. Flagg,
Fuller,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Landrigan,
Lanning,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Williams.

The bill containing an emergency clause, and having received a two-thirds majority, was declared passed.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

Mr. Anderson introduced
Senate bill, No. 445, for "An act to abolish the office of penitentiary commissioners."

Which was read at large a first time, and
Ordered to a second reading, and
Referred to the committee on penal institutions.

Mr. Edsall introduced
Senate bill, No. 446, for "An act to authorize towns to sell and convey real estate."

Which was read at large a first time, and
Ordered to a second reading, and
Referred to the committee on judiciary.

Senate bill, No. 440, for "An act to grant the use of canals in this State to the use of the inhabitants of the Dominion of Canada, upon certain conditions named,"

Was taken up, and read at large a third time.

Senate bill, No. 429, for "An act making an appropriation for the payment of the officers and members of the next General Assembly, and for the salaries of the officers of the State government,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....33
Nays..... 0

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bowman,
Boyd,
Bush,
Carter,
Daggett,
Donahue,
Dore,
Early,
Eddy,

Messrs. Epler,
Flagg,
Fuller,
Harlan,
Holcomb,
Jewett,
Landrigan,
Lanning,
McNulta,
Nicholson,
Pierce,

Messrs. Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Williams.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 440, for "An act to grant the use of canals in this State to the use of the inhabitants of the Dominion of Canada upon certain conditions named,"

Having been printed, and read at large a third time,

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 33
Nays 0

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bowman,
Boyd,
Bush,
Carter,
Daggett,
Donahue,
Dore,
Early,
Edsall,

Messrs. Epler,
Flagg,
Fuller,
Harlan,
Holcomb,
Jewett,
Landrigan,
Lanning,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Williams.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. Flagg,

Senate bill, No. 425, for "An act to enable counties to establish county industrial schools,"

Was taken up, read at large a second time, and

Laid on the table and 250 copies ordered printed.

House bill, No. 309, for "An act to enable any city, incorporated town, or incorporated village in this State, to change its name."

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....30
Nays 1

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Bowman,
Boyd,
Bush,
Carter,
Daggett,
Donahue,
Early,

Messrs. Edsall,
Fuller,
Holcomb,
Hunter,
Kerr,
Landrigan,
Lanning,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Solomon,
Starna,
Strevell,
Underwood,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Williams.

Mr. Senter voted in the negative.

Mr. Kerr then offered the following amendment to the title of the bill; which was adopted:

Amend by striking out the word "incorporated" wherever it occurs in the title.

Ordered that the title be as amended, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 547, for "An act to repeal an act entitled 'an act to incorporate and to govern fire, marine and inland navigation insurance companies doing business in the State of Illinois,' and to establish a general law to incorporate and govern fire, marine and inland navigation insurance companies doing business in the State of Illinois."

In the passage of which I am instructed to ask the concurrence of the Senate.

House bill, No. 544, for "An act to authorize the county boards or other bodies having control and management of the county affairs of the several counties of this State, to take measures to enforce all laws in regard to the prevention of cruelty to animals,"

Having been printed, was read at large a third time.

And the question being: Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 30
Nays..... 1

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Bowman,
Boyd,
Bush,
Carter,
Daggett,
Donahue,
Dore,

Messrs. Early,
Edsall,
Flagg,
Fuller,
Holcomb,
Kerr,
Landrigan,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Senter,
Solomon,
Starnes,
Strevell,
Underwood,
Van Dorston,
Whiting,
Wilkinson,
Williams.

Mr. Washburn voted in the negative.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed bills of the following titles, to-wit:

House bill, No. 769, for "An act to prevent the keeping of common gaming houses and to prevent gaming."

House bill, No. 368, for "An act in relation to surplus funds raised in towns and cities for bounty purposes during the late war for the suppression of the rebellion."

House bill, No. 663, for "An act to amend 'a general act of incorporation of agricultural and horticultural societies, and associations for improving the breed of domestic animals,' approved Feb. 15, 1855."

Mr. Bangs, from the committee on fees and salaries, to which was referred House bill, No. 697, for "An act to fix the salaries of State officers; of the Judges of the Circuit Courts and Superior Court of Cook county; of the State's Attorneys; of the Judges and Prosecuting Attorneys of inferior courts in cities and towns having a population not exceeding five thousand inhabitants; of the county officers of Cook county; to regulate the fees of the Secretary of State and of the Clerks of the Supreme Court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables and all town officers; to provide the mode of rendering their accounts and to fix a penalty for exacting illegal fees," reported the same back, with amendments, and recommended the adoption of the same, and,

On motion of Mr. Bangs,

Ordered to lie on the table and the amendments ordered printed.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bills of the following titles, to-wit:

Senate bill, No. 216, for "An act concerning corporations, and for the regulation of the managers, agents and officers thereof."

Senate bill, No. 225, for "An act to provide for the construction of tram or wheel ways in public roads and streets to facilitate travel and traffic with common wagons and vehicles."

On motion of Mr. Boyd,

House bill, No. 569, for "An act to prevent the sale or bringing into this State of obscene books, pamphlets, prints or paintings, and

to repeal section 128, division XI., of chapter 30 of the Revised Statutes of 1845,"

Was taken up and

Referred to the committee on judiciary.

Senate bill, No. 37, for "An act to establish and maintain a system of free schools,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 32
Nays 1

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Bowman,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,

Messrs. Flagg,
Fuller,
Holcomb,
Hunter,
Jewett,
Kerr,
Landrigan,
Lanning,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Senter,
Solomon,
Strevell,
Underwood,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Woodard.

Mr. Williams voted in the negative.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 212, for "An act to provide for the establishment, and to regulate the jurisdiction of courts of record in cities," reported the same back, with an amendment, and recommended its adoption.

The report of the committee was concurred in, and the bill

Ordered engrossed and printed for a third reading.

Mr. Washburn then entered a motion to reconsider the vote whereby Senate bill No. 37 was passed.

At 12:15 o'clock P. M.,

On motion of Mr. Epler,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

On motion of Mr. Van Dorston,

Leave of absence was granted Mr. Anderson until Wednesday, March 6th, 1872.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred various petitions, reported the same back, and recommended they be laid on the table.

The report of the committee was concurred in, and the petitions were

Ordered to lie on the table.

A message from the House of Representatives, by Mr. Reece.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 400, for "An act to provide for the payment of deficiency of former appropriations for the current expenses of the Illinois State Penitentiary," with amendments thereto.

In the adoption of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Reece.

Mr. President: I am instructed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, viz:

Senate bill, No. 416, for "An act to provide for the re-assessment and taxation of property where the records of assessment have been lost or destroyed, and to authorize the re-assessment or abatement of taxes in certain cases."

House bill, No. 152, for "An act concerning drovers,"

Was taken up, read at large a third time, and

Referred to Mr. Epler.

House bill, No. 533, for "An act to protect the purity of elections, and punish offenses therein named,"

Was taken up, and,

On motion of Mr. Eddy,

Laid on the table.

The President presented the following communication:

HIGHLAND, MADISON CO., ILL.,
February 19, 1872.

HON. JOHN DOUGHERTY, *President of the Senate:*

MR. PRESIDENT: Under the auspices of the National Association of American Sharpshooters, a great national festival will be held from the 19th to the 26th day of May, 1872, at Highland, Madison county, in this State.

The object of the festival, the fifth of this kind ever held in America, is not only to bring together once more all the organizations of sharpshooters in the United States, and thereby promote the special objects of the association, but also to foster and cultivate the unity and harmony of the various nationalities representing the power, civilization and progress of the great American republic.

In compliance with a resolution of the above association, we tender you and the members of the Senate this invitation, with the most respectful request to honor our festival with your presence.

With the greatest respect we remain,

Yours truly,

(For the National Association of American Sharpshooters.)

THE EXECUTIVE COMMITTEE.

A. FELDER, *President.*

TIMOTHY GRUAZ, *Secretary.*

Mr. Kerr, from the committee on elections, to which was referred Senate bill, No. 350, for "An act to provide for the election of boards of election," reported the same back, with an amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered engrossed and printed for a third reading.

Mr. Fuller offered the following resolution :

Resolved, That the President be requested to acknowledge the receipt of the communication, and return the compliments of the members of the Senate with the acceptance of the invitation, providing the public duties of the Senators permit.

The rules were suspended and the resolution adopted.

Mr. Epler, to whom was referred House bill, No. 152, for "An act concerning drovers," reported the same back, with an amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to a third reading, and the amendment ordered printed.

Senate bill, No. 400, for "An act to provide for the payment of deficiency of former appropriations for the current expenses of the Illinois State Penitentiary,"

Was then taken up.

The following House amendments were then taken up and read :

Amend section 2, by inserting after the word "due," in the first line, the words, "including interest." Also, in sixth line, after word "assembly," strike out the words "exclusive of interest or discount." Also, strike out all of the seventh and eighth lines and all the ninth line to and including the word "indebtedness." Amend by striking out the "emergency clause."

The question then being upon concurring with the House in the adoption of their amendments to the bill,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 31
Nays 00

Those voting in the affirmative are,

Messrs. Allen,
Bangs,
Bowman,
Bush,
Carter,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,

Messrs. Epler,
Flagg,
Fuller,
Harlan,
Hunter,
Jewett,
Kerr,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Whiting,
Wilkinson,
Williams,
Woodard.

So the Senate concurred in the adoption of the amendments.

House bill, No. 617, for "An act to prohibit the use of common jails by the authorities of cities and towns, as a calaboose or lock-up,"

Was taken up, read at large a second time, and

Ordered to a third reading.

House bill, No. 449, for "An act to require State and county treasurers to deliver up bonds and coupons issued in aid of railroad or

other corporations, which have been paid, to any person or persons who may be authorized by any county, town or city to receive the same,"

Was taken up, read at large a second time, and

Ordered to a third reading.

House bill, No. 547, for "An act to repeal an act entitled 'an act to incorporate and to govern fire, marine and inland navigation insurance companies doing business in the State of Illinois,' and to establish a general law to incorporate and govern fire, marine and inland navigation insurance companies doing business in the State of Illinois,"

Was taken up, read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. Fuller,

Referred to the committee on insurance.

Mr. Eddy, from the joint committee on enrolled bills, reports as having been properly enrolled, a Senate bill of the following title, to-wit:

Senate bill, No. 416, for "An act to provide for the re-assessment and taxation of property where the records of assessment have been lost or destroyed, and to authorize the re-assessment or abatement of taxes in certain cases."

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bills of the following titles, to-wit:

Senate bill, No. 101, for "An act in regard to paupers."

Senate bill, No. 373, for "An act to incorporate mutual fire insurance companies in townships."

Senate bill, No. 399, for "An act to exempt the homestead from forced sale, and to provide for the setting off the same, and to exempt certain personal property from attachment and sale on execution, and from distress for rent."

Senate bill, No. 144, for "An act in regard to wills."

Mr. McNulta, from the committee on judiciary, to which was referred House bill, No. 703, for "An act to enable cities, villages and incorporated towns to contract for a supply of water for public use, to create and alter water districts, and to levy and collect a tax to pay for water so supplied," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Placed among the files.

Mr. Eddy, from the joint committee on enrolled bills, reports having laid before the Governor, on the 29d day of February, 1872, enrolled bill of the following title, to-wit:

Senate bill, No. 416, for "An act to provide for the re-assessment and taxation of property where the records of assessment have been lost or destroyed, and to authorize the re-assessment or abatement of taxes in certain cases."

Mr. Washburn then withdrew his motion to reconsider the vote whereby Senate bill No. 37 was passed.

Senate bill, No. 392, for "An act to appropriate moneys to the Illinois State Horticultural Society,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 26
Nays 8

Those voting in the affirmative are,

Messrs. Allen,
Bangs,
Bowman,
Bush,
Carter,
Daggett,
Dore,
Early,
Eddy,

Messrs. Flagg,
Fuller,
Hunter,
Jewett,
Kerr,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Whiting,
Woodard.

Those voting in the negative are,

Mr. Donahue,

Mr. Harlan,

Mr. Landrigan.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. McNulta,

His motion entered to reconsider the vote whereby House bill No. 656 was lost, was taken up, and the vote was reconsidered.

The bill (H. B. No. 656) was then,

On motion of Mr. McNulta,

Referred to the committee on judiciary.

Senate bill, No. 325, for "An act making appropriations for the completion of the Northern Hospital and Asylum for the Insane, at Elgin, and for furnishing the chapel, main building and south wing thereof, and for repairing and erection of cottages for the reception of patients, and for other items,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 27
Nays 0

Those voting in the affirmative are,

Messrs. Allen,
Bangs,
Bowman,
Bush,
Carter,
Daggett,
Donahue,
Early,
Eddy,

Messrs. Edsall,
Flagg,
Fuller,
Harlan,
Jewett,
Kerr,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Senter,
Solomon,
Starne,
Underwood,
Van Dorston,
Washburn,
Whiting,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

A message from the House of Representatives, by Mr. Reece.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, to wit:

House bill, No. 108, for "An act for the protection of game and fish."

House bill, No. 694, for "An act providing for the health and safety of persons employed in coal mines."

House bill, No. 703, for "An act to define the boundary of the fourth judicial circuit, and fix the times of holding the courts therein."

In the passage of which I am instructed to ask the concurrence of the Senate.

Senate bill, No. 388, for "An act to secure uniform and reliable statistics concerning the dependent and criminal classes, and their treatment in State and county institutions,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 29
Nays..... 0

Those voting in the affirmative are,

Messrs. Allen,	Messrs. Fuller,	Messrs. Solomon,
Bangs,	Harlan,	Starne,
Bowman,	Jewett,	Strevell,
Bush,	Kerr,	Underwood,
Carter,	Landrigan,	Van Dorston,
Daggett,	Marsh,	Washburn,
Donahue,	McNulta,	Whiting,
Early,	Nicholson,	Williams,
Eddy,	Pierce,	Woodard,
Edsall,	Senter,	

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 374, for "An act to make an appropriation to construct and complete the Southern Insane Asylum at Anna, and for furnishing the same,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....29
Nays..... 1

Those voting in the affirmative are,

Messrs. Allen,	Messrs. Flagg,	Messrs. Senter,
Bangs,	Fuller,	Solomon,
Bowman,	Harlan,	Starne,
Bush,	Jewett,	Strevell,
Carter,	Kerr,	Underwood,
Daggett,	Landrigan,	Van Dorston,
Donahue,	Marsh,	Washburn,
Early,	McNulta,	Whiting,
Eddy,	Nicholson,	Woodard,
Edsall,	Pierce,	

Mr. Williams voted in the negative.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

Senate bill, No. 144, for "An act in regard to Wills,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....29
Nays..... 0

Those voting in the affirmative are,

Messrs. Allen,	Messrs. Bush,	Messrs. Donahue,
Bangs,	Carter,	Early,
Bowman,	Daggett,	Eddy,

Messrs. Flagg,
Fuller,
Harlan,
Jewett,
Kerr,
Landrigan,
Marsh,

Messrs. McNulta,
Nicholson,
Pierce,
Senter,
Solomon,
Starna,
Strevell,

Messrs. Underwood,
Van Dorston,
Washburn,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

A message from the House of Representatives, by Mr. Reece:

Mr. President: I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, to-wit:

House bill, No. 768, for "An act to provide for the appointment of a successor in trust to the trustees named in an act entitled 'an act to incorporate the Illinois Central Railroad Company,' approved February 19, 1851, and their successors in trust, and to define his duties."

House bill, No. 724, for "An act to provide the manner of attaching shares of stock in insurance companies, under the attachment laws of this State."

House bill, No. 770, for "An act to repeal an act entitled 'an act to incorporate the Havana German School Association,' approved March 7, 1867, and an amendment thereto entitled 'an act to amend an act entitled 'an act to incorporate the Havana German School Association,' approved March 11, 1869,"

In the passage of which I am instructed to ask the concurrence of the Senate.

Senate bill, No. 399, was then taken up, and by unanimous consent, the following amendment, offered by Mr. Kerr, was adopted:

Strike out all after the word "library," in line 25, section 13, printed bill.

Senate bill, No. 399, for "An act to exempt the homestead from forced sale, and to provide for the setting off the same, and to exempt certain personal property from attachment and sale on execution and from distress for rent,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 30
Nays 0

Those voting in the affirmative are,

Messrs. Allen,
Bangs,
Bowman,
Bush,
Carter,
Daggett,
Donahue,
Dora,
Early,
Eddy,

Messrs. Flagg,
Fuller,
Harlan,
Jewett,
Kerr,
Landrigan,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Senter,
Solomon,
Starna,
Strevell,
Underwood,
Van Dorston,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Pierce then withdrew his motion to reconsider the vote whereby the Senate adopted amendments to Senate bill No. 409.

The bill was then ordered engrossed and 500 copies ordered printed for a third reading.

On motion of Mr. Washburn,
Leave of absence was granted Mr. Holcomb until Wednesday next.

On motion of Mr. Washburn,
House bill, No. 694, for "An act providing for the health and safety of persons employed in coal mines,"

Was taken up, read at large a first time, and
Ordered to a second reading.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title to-wit:

Senate bill, No. 372, for "An act relative to the powers and duties of the canal commissioners, relative to the Illinois and Michigan canal, the lock and dam at Henry, and the improvement of the Little Wabash river," with amendments thereto,

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

Senate bill, No. 409, for "An act in regard to fencing railroads, and to secure the safety of persons and property in the making up of trains and the management and running of cars,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 31
Nays..... 0

Those voting in the affirmative are,

Messrs. Allen,
Bangs,
Bowman,
Boyd,
Bush,
Carter,
Daggett,
Donahue,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Jewett,
Kerr,
Landrigan,
Marsh,
McNulta,
Nicholson,
Pierce,
Senter,

Messrs. Solomon.
Starne,
Strevell,
Underwood,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. McNulta, from the committee on judiciary, to which was referred House bill. No. 656, for "An act making appropriations for the payment of the indebtedness of the Soldiers' Orphans' Home," reported the same back, with an amendment, and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered to a third reading, and amendments printed.

On motion of Mr. Harlan,

House bill, No. 705, for "An act to define the boundary of the fourth judicial circuit, and fix the times of holding the courts therein,"

Was taken up, read at large a first time, and

Ordered to a second reading.

House bill, No. 108, for "An act for the protection of game and fish,"

Was taken up, read at large a first time, and

Ordered to a second reading.

On motion of Mr. Washburn,

Leave of absence was granted Mr. Senter until Tuesday next.

House bill, No. 724, for "An act to provide the manner of attaching shares of stock in incorporated companies under the attachment laws of this State,"

Was taken up, read at large a first time, and

Ordered to a second reading.

On motion of Mr. Nicholson,

Senate bill, No. 342, for "An act to provide for the examination and appointment of licensed surveyors,"

Was taken up and ordered engrossed for a third reading.

At 5:55 o'clock P. M.,

On motion of Mr. Harlan,

The Senate adjourned until 10 o'clock A. M., to-morrow.

FRIDAY, MARCH 1, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Brentz.

The journal of yesterday was being read, when,

On motion of Mr. Carter,

The further reading of the same was dispensed with.

On motion of Mr. Strevell,

Leave of absence was granted Mr. Nicholson until Tuesday next.

The roll of the Senate was then called, when

The following Senators (44) answered to their names:

Messrs. Alexander,

Allen,
Anderson,
Bangs,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,

Messrs. Epler,

Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Little,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,

Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Jewett presented a petition from certain citizens of Chicago relating to the passage of House bill No. 596; which was laid on the table.

Mr. Edsall, from the committee on finance, to which was referred Senate bill, No. 446, for "An act to authorize towns to sell and convey real estate," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill placed among the files.

Mr. Bangs, from the committee on judiciary, to which was referred House bill, No. 597, for "An act for the protection of foundlings," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill placed among the files.

By unanimous consent,

Mr. Van Dorston offered certain amendments to House bill No. 697; which were ordered printed.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 205, for "An act to provide for the exercise of the right of eminent domain," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

Mr. McNulta, from the committee on judiciary, to which was referred House bill, No. 596, for "An act to authorize the formation of corporations for the investment of money on real and personal property in this State," reported the same back and recommended its passage.

Mr. Washburn then offered the following amendment to House bill No. 596:

Strike out the words "or trust deed," in line 5, of section 10.

On motion of Mr. Strevell,

Debate on the pending amendment was closed.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 14
Nays..... 17

Those voting in the affirmative are,

Messrs. Bush,
Daggott,
Edsall,
Flagg,
Harlan,

Messrs. Hunter,
Richardson,
Solomon,
Strevell,
Underwood,

Messrs. Voris,
Washburn,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Bangs,
Boyd,
Carter,
Dora,
Eddy,
Epler,

Messrs. Fuller,
Jewett,
Kerr,
Landrigan,
Marsh,
McNulta,

Messrs. Pierce,
Starne,
Van Dorston,
Whiting,
Woodard.

the amendment was lost.

Mr. Eddy, from the joint committee on engrossed and enrolled bills, reports as having been correctly enrolled, bills of the following titles, to-wit :

House bill, No. 223, for "An act to amend section 4, of chapter 80, of the Revised Statutes, entitled 'Paupers.'"

House bill, No. 663, for "An act to repeal an act entitled 'an act to remove certain out-lots therein mentioned from within the jurisdiction of the town (now city) of Chester, in Randolph county, and to vacate parts of certain alleys therein mentioned.'"

House bill, No. 755, for "An act to provide the Governor with a contingent fund."

House bill, No. 544, for "An act to authorize the county boards or other bodies having control and management of the county affairs of the several counties of this State, to take measures to enforce all laws in regard to the prevention of cruelty to animals."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles has been correctly enrolled, and on the 1st day of March, 1872, laid before the Governor, for his approval, viz :

House bill, No. 223, for "An act to amend section 4, of chapter 80, of the Revised Statutes, entitle 'Paupers.'"

House bill, No. 668, for "An act to repeal an act entitled 'an act to remove certain out lots therein mentioned, from within the jurisdiction of the town (now city) of Chester, in Randolph county, and to vacate parts of certain alleys therein mentioned,'"

House bill, No. 755, for "An act to provide the Governor with a contingent fund."

House bill, No. 544, for "An act to authorize the county boards or other bodies having control and management of the county affairs of the several counties of this State, to take measures to enforce all laws in regard to the prevention of cruelty to animals."

A message from the House of Representatives, by Mr. Hay :

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of Senate amendments to bills of the following titles, to-wit:

House bill No. 341, for "An act to regulate the practice in courts of chancery."

House bill, No. 563, for "An act to authorize cities, incorporated towns and townships to establish and maintain free public libraries and reading rooms."

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed bills of the following titles, to-wit:

Senate bill, No. 416, for "An act to provide for the re-assessment and taxation of property where the records of assessment have been lost or destroyed, and to authorize the re-assessment or abatement of taxes in certain cases."

House bill, No. 400, for "An act to provide for the incorporation of associations that may be organized for the purpose of constructing railways, maintaining and operating the same, for prescribing and de-

fining the duties and limiting the powers of such corporations when so organized."

Mr. Eddy, chairman, from the joint committee on enrolled bills, reports having laid before the Governor, on the 1st day of March, 1872, enrolled bill of the following title, to-wit:

Senate bill, No. 400, for "An act to provide for the payment of deficiency of former appropriations for the current expenses of the Illinois State Penitentiary."

Mr. Eddy, from the joint committee on engrossed and enrolled bills, reports as having been properly enrolled, Senate bill of the following title, to-wit:

Senate bill, No. 400, for "An act to provide for the payment of deficiency of former appropriations for the current expenses of the Illinois State Penitentiary."

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bill of the following title, to-wit:

Senate bill, No. 323, for "An act to provide for the collection of State statistics."

Mr. Eddy, from the committee on enrolled and engrossed bills begs leave to report that bills of the following titles have been correctly engrossed, to-wit:

Senate bill, No. 401, for "An act in regard to judgments and decrees, and the manner of enforcing the same by execution, and to provide for the redemption of real estate sold under execution or decree."

Senate bill No. 350, for "An act to provide for the election of boards of election."

Mr. Strevell then offered the following amendment to House bill No. 596:

Strike out all after and including the word "Provided," in section 12.

Pending the consideration of Mr. Strevell's amendment,

On motion of Mr. Jewett,

The bill (House bill No. 596) was postponed to and made the special order for Wednesday, March 6, 1872, at 3 o'clock P. M.

Mr. Landrigan entered a motion to reconsider the vote whereby the following amendment to House bill, No. 596 (offered by Mr. Washburn), was lost:

Strike out the words "or trust deed," in line 5 of section 10.

By unanimous consent,

Mr. Boyd offered an amendment to House bill No. 697; which was ordered printed.

On motion of Mr. Washburn,
House bill, No. 694, for "An act providing for the health and safety of persons employed in coal mines,"

Was taken up, read at large a second time, and

Referred to the committee on manufactures and mining.

Senate bill, No. 225, for "An act to provide for the construction of tram or wheel ways in public roads and streets to facilitate travel and traffic with common wagons and vehicles."

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 26
Nays 1

Those voting in the affirmative are,

Messrs. Allen,
Bangs,
Bowman,
Boyd,
Bush,
Carter,
Early,
Eddy,
Edsall,

Messrs. Epler,
Flagg,
Fuller,
Hunter,
Kerr,
Landrigan,
Marsh,
McNulta,
Pierce,

Messrs. Starnes,
Strevell,
Underwood,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Washburn voted in the negative.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

House bill, No. 656, for "An act making appropriation for the payment of the indebtedness of the Soldiers' Orphans' Home,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 26
Nays 1

Those voting in the affirmative are,

Messrs. Allen,
Bangs,
Bowman,
Boyd,
Carter,
Early,
Eddy,
Edsall,
Epler,

Messrs. Flagg,
Fuller,
Hunter,
Kerr,
Marsh,
McNulta,
Pierce,
Richardson,
Starnes,

Messrs. Strevell,
Underwood,
Van Dorston,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Harlan voted in the negative.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

Mr. Underwood, from the committee on judiciary, to which was referred House bill, No. 433, for "An act in regard to evidence and depositions in civil cases," reported the same back, with amendments, and recommended that the amendments be printed.

The report of the committee was concurred in, and 250 copies of the amendments ordered printed.

Senate bill, No. 446, for "An act to authorize towns to sell and convey real estate,"

Was taken up, read at large a second time, the amendments adopted, and,

On motion of Mr. Edsall,

Ordered to be engrossed and printed for third reading.

On motion of Mr. Harlan,
A call of the Senate was ordered, when

The following Senators (23) answered to their names:

Messrs. Allen,
Bowman,
Bush,
Carter,
Early,
Eddy,
Edsall,
Epler,

Messrs. Fuller,
Harlan,
Kerr,
Marsh,
McNulta,
Pierce,
Richardson,
Strevell,

Messrs. Underwood,
Van Dorston,
Voris,
Washburn,
Whiting,
Williams,
Woodard.

At 12:30 o'clock P. M.,

On motion of Mr. Harlan,
The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, to-wit:

House bill, No. 335, for "An act to prevent the destruction of fish in the State of Illinois, and to secure the unobstructed passage of fish in all waters of this State wherein they were once accustomed to be found."

House bill, No. 728, for "An act in regard to elections, and to provide for filling vacancies in elective offices."

In the passage of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of the Senate amendments to bills of the following titles, to-wit:

House bill, No. 309, for "An act to enable any city, incorporated town or suburban towns in this State to change its name."

House bill, No. 373, for "An act to direct the payment of the tolls and rents received from the Little Wabash River improvement into the State treasury, to provide for a survey of the Little Wabash River, and legalize certain acts therein named."

On motion of Mr. Bush,

A call of the Senate was ordered, when

The following Senators (26) answered to their names:

Messrs. Allen,
Bangs,
Bowman,
Boyd,
Bush,
Carter,
Early,
Eddy,
Edsall,

Messrs. Epler,
Flagg,
Fuller,
Harlan,
Landrigan,
Marsh,
McNulta,
Pierce,
Richardson,

Messrs. Solomon,
Starne,
Strevell,
Underwood,
Voris,
Wilkinson,
Williams,
Woodard.

On motion of Mr. Bush,

Further proceedings under the call were dispensed with.

Mr. Underwood introduced

Senate bill, No. 447, for "An act in regard to Attorneys General and State's Attorneys,"

Which was read at large a first time, and

Ordered to a second reading.

Mr. McNulta, from the committee on corporations, to which was referred House bill, No. 732, for "An act authorizing the formation of corporations, societies and associations for purposes other than for pecuniary profit," reported the same back, with amendments, and recommended the amendments be printed.

The report of the committee was concurred in, and

The amendments ordered printed.

Mr. Edsall, from the committee on municipalities, to which was referred House bill, No. 607, for "An act concerning the appointment and removal of city officers in all cities in this State, conferring additional powers and duties upon the mayors of such cities, and concerning appropriation bills or ordinances that may be passed in such cities," reported the same back, and recommended its passage.

And the bill was placed among the files.

House bill, No. 770, for "An act repealing an act entitled 'an act to incorporate the Havana German School Association,' approved March 7, 1867, and an amendment thereto, entitled an act to amend an act entitled 'an act to incorporate the Havana German School Association,' approved March 11, 1869,"

Was taken up, read at large a first time, and

Ordered to a second reading.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed bills of the following titles, viz:

House bill, No. 601, for "An act to provide for re-recording deeds, mortgages, and other instruments in writing, where the original records thereof have been destroyed, and to fix the fee for such re-recording."

House bill, No. 544, for "An act to authorize the county boards or other bodies having control and management of the county affairs of the several counties of this State to take measures to enforce all laws in regard to the prevention of cruelty to animals."

House bill No. 755, for "An act to provide the Governor with a contingent fund."

Senate bill, No. 400, for "An act to provide for the payment of deficiency of former appropriations for the current expenses of the Illinois State Penitentiary."

House bill, No. 223, for "An act to amend section four of chapter eighty of the Revised Statutes, entitled 'Panpers.'"

House bill, No. 152, for "An act concerning drovers,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas....., 27
Nays 0

Those voting in the affirmative are,

Messrs. Allen,	Messrs. Epler,	Messrs. Starnes,
Bangs,	Flagg,	Strevell,
Bowman,	Fuller,	Underwood,
Boyd,	Harlan,	Van Dorston,
Bush,	Landrigan,	Voris,
Carter,	Marsh,	Whiting,
Early,	McNulta,	Wilkinson,
Eddy,	Pierce,	Williams,
Edsall,	Solomon,	Woodard,

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

House bill, No. 449, for "An act to require state and county treasurers to deliver up bonds and coupons issued in aid of railroad or other corporations, which have been paid to any person or persons, who may be authorized by any county, town or city to receive the same,"

Having been printed, was read at large a third time.

And the question being : Shall this bill pass ?"

It was decided in the affirmative, as follows : { Yeas 27
Nays..... 0

Those voting in the affirmative are,

Messrs. Allen,	Messrs. Flagg,	Messrs. Starnes,
Bangs,	Fuller,	Strevell,
Bowman,	Harlan,	Underwood,
Boyd,	Landrigan,	Van Dorston,
Bush,	Marsh,	Voris,
Carter,	McNulta,	Whiting,
Early,	Pierce,	Wilkinson,
Eddy,	Richardson,	Williams,
Edsall,	Solomon,	Woodard,

Ordered that the title be as aforesaid, and that the Secretary inform House of Representatives thereof.

House bill, No. 617, for "An act to prohibit the use of common jails by the authorities of cities and towns as a calaboose or lock-up,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass ?"

It was decided in the negative, as follows : { Yeas.....17
Nays.....10

Those voting in the affirmative are,

Messrs. Allen,	Messrs. Eddy,	Messrs. Underwood,
Bangs,	Fuller,	Van Dorston,
Bowman,	McNulta,	Whiting,
Boyd,	Pierce,	Wilkinson,
Carter,	Solomon,	Woodard,
Early,	Starnes,	

Those voting in the negative are,

Messrs. Bush,	Messrs. Harlan,	Messrs. Strevell,
Edsall,	Landrigan,	Voris,
Epler,	Richardson,	Williams,
Flagg,		

Mr. Bush entered a motion to reconsider the vote whereby House bill No. 617 was lost.

The motion was then taken up and the vote reconsidered, and,
 On motion of Mr. Bush,
 The bill (H. B. No. 617) was
 Referred to the committee on municipalities.

House bill, No. 607, for "An act concerning the appointment and removal of city officers in all cities in this State, conferring additional powers and duties upon the mayors of such cities, and concerning appropriation bills or ordinances that may be passed in such cities,"

Was taken up, read at large a second time, and
 Ordered to a third reading.

House bill, No. 705, for "An act to define the boundary of the fourth judicial circuit, and fix the time of holding the courts therein,"

Was taken up, read at large a second time, and
 Referred to the committee on judiciary.

House bill, No. 108, for "An act for the protection of game and fish,"

Was taken up, read at large a second time, and
 Referred to the committee on agriculture and drainage.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bills of the following titles, to-wit:

Senate bill, No. 446, for "An act to authorize towns to sell and convey real estate."

Senate bill, No. 442, for "An act to provide for the payment, by the county of Cook, of further compensation to the judges of the circuit, and superior courts, and the State's attorney of said county, respectively."

On motion of Mr. Landrigan,

Leave of absence was granted Mr. Washburn until Wednesday next.

On motion of Mr. Marsh,

A call of the Senate was ordered, when

The following Senators (35) answered to their names:

Messrs. Bangs,
 Bowman,
 Boyd,
 Bush,
 Carter,
 Early,
 Eddy,
 Edsall,
 Flagg,

Messrs. Fuller,
 Hunter,
 Kerr,
 Landrigan,
 Marsh,
 McNulta,
 Pierce,
 Richardson,

Messrs. Solomon,
 Strevell,
 Underwood,
 Van Dornston,
 Voris,
 Whiting,
 Wilkinson,
 Woodard.

On motion of Mr. McNulta,
 Further proceedings under the call were dispensed with.

On motion of Mr. McNulta,
 Leave of absence was granted Mr. Donahue until Wednesday next.
 House bill, No. 597, for "An act for the protection of foundlings,"
 Was taken up, read at large a second time, and
 Ordered to a third reading.

House bill, No. 724, for "An act to provide the manner of attaching shares of stock, in insurance companies, under the attachment laws of this State,"

Was taken up read, at large a second time, and
Referred to the committee on insurance.

On motion of Mr. Bush,

A call of the Senate was ordered, when

The following Senators (26) answered to their names:

Messrs. Bangs,
Bowman,
Boyd,
Bush,
Carter,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Harlan,
Kerr,
Landrigan,
Marsh,
McNulta,
Pierce,
Richardson,
Solomon,

Messrs. Starnes,
Strevell,
Underwood,
Van Dorston,
Voria,
Whiting,
Wilkinson,
Woodard.

On motion of Mr. Eddy,

Further proceedings under the call were dispensed with.

Mr. McNulta, from the committee on corporations, to which was
Senate bill, No. 435, for "An act to provide for the incorporation of
congregations, churches and religious societies," reported the same
back, and recommended it be laid on the table and be printed.

The report of the committee was concurred in, and the bill

Ordered to lie on the table and be printed.

Mr. Bush offered the following resolution:

Resolved, That when the Senate adjourns, it stand adjourned until Monday,
March 4th, at 6 P. M.

On motion of Mr. Bush,

The rules were suspended and the resolution taken up.

The question being upon the adoption of the resolution,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....15
Nays.....12

Those voting in the affirmative are,

Messrs. Bangs,
Bush,
Carter,
Flagg,
Kerr,

Messrs. Landrigan,
Marsh,
McNulta,
Richardson,
Pierce,

Messrs. Starnes,
Underwood,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bowman,
Boyd,
Early,
Eddy,

Messrs. Edsall,
Fuller,
Harlan,
Hunter,

Messrs. Solomon,
Strevell,
Van Dorston,
Voria.

So the resolution was adopted.

Mr. Bangs from the committee on judiciary, to which was referred
Senate bill, No. 405, for "An act providing for the removal and con-
solidation of institutions of learning in this State," reported the same
back, with amendments, and recommended the adoption of the same.

Mr. Fuller moved to lay the bill on the table and print amend-
ments; which motion was lost.

On motion of Mr. Bangs,

The bill was laid on the table and 250 copies of the amendments
ordered printed.

House bill, No. 728 was then taken up.

Mr. Harlan moved to place the bill (H. B. 728) among the files.

Mr. Harlan then moved the previous question.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 19
Nays 7

Those voting in the affirmative are,

Messrs. Bowman,
Boyd,
Bush,
Carter,
Eddy,
Edsall,
Harlan,

Messrs. Kerr,
Landrigan,
Marsh,
Pierce,
Richardson,
Solomon,

Messrs. Starne,
Strevell,
Underwood,
Voria,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Bangs,
Early,
Fuller,

Messrs. McNulta,
Van Dorston,

Messrs. Williams,
Woodard.

So the previous question was ordered.

The question then being on placing the bill (H. B. 728) among files,
And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 15
Nays 12

Those voting in the affirmative are,

Messrs. Bowman,
Bush,
Carter,
Eddy,
Harlan,

Messrs. Kerr,
Landrigan,
Pierce,
Richardson,
Starne,

Messrs. Strevell,
Van Dorston,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bangs,
Boyd,
Early,
Edsall,

Messrs. Fuller,
Hunter,
Marsh,
McNulta,

Messrs. Solomon,
Underwood,
Voria,
Whiting.

On motion of Mr. Fuller,

A call of the Senate was ordered.

Pending the call of the Senate,

At 4:35 o'clock P. M.,

On motion of Mr. Starne,

The Senate adjourned until 6 o'clock P. M., on Monday next.

MONDAY, MARCH 4, 1872.

Senate met, pursuant to adjournment.

On motion of Mr. Fuller,

A call of the Senate was ordered, when

The following Senators (16) answered to their names:

Messrs. Bowman,
Boyd,
Eddy,
Edsall,
Fuller,
Hampton,

Messrs. Harlan,
Kerr,
Landrigan,
Langley,
McNulta,

Messrs. Reddick,
Solomon,
Strevell,
Underwood,
Voria.

On motion of Mr. Eddy,

The Senate, at 6:03 P. M., adjourned until 10 A. M. to-morrow.

TUESDAY, MARCH 5, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Rutledge.

The journal of Friday last was being read, when,

On motion of Mr. Harlan,

The further reading of the same was dispensed with.

The journal of yesterday was then read and approved.

The roll of the Senate was then called, when

The following Senators (37) answered to their names:

Messrs. Alexander,
Anderson,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Eddy,
Edsall,
Fuller,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Kerr,
Landrigan,
Langley,
Little,
Marsh,
McNulta,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Starnes,
Strevell,
Underwood,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following title have been correctly enrolled:

House bill, No. 373, for "An act in relation to the Little Wabash River Improvement, and to legalize certain acts of the canal commissioners named therein."

House bill, No. 563, for "An act to authorize cities, incorporated towns and townships to establish and maintain free public libraries and reading rooms."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 5th day of March, 1872, laid before the Governor for his approval, viz:

House bill, No. 373, for "An act in relation to the Little Wabash River Improvement, and to legalize certain acts of the canal commissioners named therein."

House bill, No. 563, for "An act to authorize cities, incorporated towns and townships to establish and maintain free public libraries and reading rooms."

Mr. Landrigan then presented two petitions relating to the repeal of the temperance law recently enacted; which were referred to the committee on judiciary.

Mr. Underwood, from the committee on judiciary, to which was referred House bill, No. 658, for "An act to provide for the election and qualification of justices of the peace and constables, and to provide

for the jurisdiction and practice of justices of the peace in civil cases, and fix the duties of constables, and to repeal certain acts therein named," reported the same back, with amendments, and recommended that the bill be laid on the table and the amendments printed.

The report of the committee was concurred in, and the bill,

Ordered to lie upon the table and 250 copies of the amendments ordered printed.

Mr. Fuller then offered the following resolution :

Resolved, That the judiciary committee are requested to report whether in their opinion any legislation is necessary to protect parties to suits in divorce cases from unnecessary expenses and delays in prosecuting or defending such suits, and that said committee be authorized to report by bill or otherwise.

The rules were suspended and the resolution adopted.

The motion entered by Mr. Washburn to reconsider the vote whereby Senate bill No. 402 was passed, was,

On motion of Mr. Langley,

Laid on the table.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit :

House bill, No. 751, for "An act to repeal an act, approved March 26, 1869, entitled 'an act to amend an act entitled 'an act to incorporate the town of Industry, in McDonough county.'"

In the passage of which I am instructed to ask the concurrence of the Senate.

Senate bill, No. 350, for "An act to provide for the election of boards of election," was taken up, and,

Having been printed, was read at large a third time.

On motion of Mr. Underwood,

The bill was referred to the committee on elections.

Senate bill, No. 446, for "An act to authorize towns to sell and convey real estate,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 32
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Bowman,
Boyd,
Carter,
Crawford,
Daggett,
Donahue,
Dora,
Eddy,
Edsall,
Fuller,

Messrs. Hampton,
Harlan,
Hunter,
Kerr,
Landrigan,
Langley,
Marsh,
McNulta,
Piero,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starnes,
Strevell,
Underwood,
Vaughan,
Voris,
Whiting,
Wilkinson,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 323, for "An act to provide for the collection of State statistics,"

Having been printed, and read at large a third time,

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas.....23
Nays 8

Those voting in the affirmative are,

Messrs. Alexander,
Bowman,
Boyd,
Crawford,
Daggett,
Dore,
Fuller,
Kerr,

Messrs. Landrigan,
Langley,
Marsh,
McNulta,
Pierce,
Reddick,
Senter,
Solomon,

Messrs. Strevell,
Underwood,
Vaughan,
Voris,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Carter,
Donahue,
Eddy,

Messrs. Hampton,
Harlan,
Hunter,

Messrs. Richardson,
Starnes.

Mr. Eddy then entered a motion to reconsider the vote whereby the bill was lost.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed bills of the following titles, viz :

House bill, No. 196, for "An act to allow Walter B. Caswell the sum of one hundred and sixteen dollars and sixty-seven cents and interest on the same, at ten per cent. per annum, from July 1, 1867."

Senate bill, No. 414, for "An act concerning the increase of the jurisdiction of justices of the peace and police magistrates."

House bill, No. 625, for "An act to apportion the State of Illinois into Senatorial Districts."

Senate bill, No. 101, for "An act in regard to paupers,"

Was taken up, read at large a third time, and,

On motion of Mr. Edsall,

Referred to a select committee of five Senators.

The President then appointed Messrs. Edsall, Crawford, Vaughan, Landrigan and Bush as such committee.

Senate bill, No. 401, for "An act in regard to judgments and decrees, and the manner of enforcing the same by execution, and to provide for the redemption of real estate sold under execution or decree,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 29
Nays..... 2

Those voting in the affirmative are,

Messrs. Bowman,
Boyd,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Edsall,
Epler,

Messrs. Fuller,
Harlan,
Hunter,
Kerr,
Langley,
Marsh,
McNulta,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starnes,
Strevell,
Underwood,
Vaughan,
Whiting,
Wilkinson,
Woodard.

Messrs. Bush and Hampton voted in the negative.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill No. 417, for "An act to provide an additional water supply at the Hospital for Insane, located at Jacksonville, Illinois,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 28
Nays 3

Those voting in the affirmative are,

Messrs. Bowman,
Boyd,
Bush,
Carter,
Crawford,
Donahue,
Dore,
Eddy,
Edsall,
Epler,

Messrs. Fuller,
Hunter,
Landrigan,
Langley,
Marsh,
McNulta,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starne,
Strevell,
Underwood,
Vaughan,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Mr. Hampton,

Mr. Harlan,

Mr. Kerr.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. Richardson,

At 12:30 o'clock P. M.,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

Senate bill, No. 383, for "An act to provide for the appointment of a soldiers' orphans' agent, and for the disposition, distribution and maintenance of the children of the Soldiers' Orphans' Home, located at Normal,"

Was taken up, and

Having been printed, was read at large a third time.

On motion of Mr. McNulta,

The bill was referred to the committee on judiciary.

Senate bill, No. 380, for "An act to enable the Auditor to make a dividend of two-thirds of the school fund, in proportion to the number of persons in each county,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas..... 28
Nays 3

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bowman,
Boyd,
Carter,
Daggett,
Donahue,
Dore,
Eddy,
Edsall,

Messrs. Epler,
Fuller,
Hampton,
Harlan,
Kerr,
Langley,
Marsh,
McNulta,
Pierce,

Messrs. Senter,
Solomon,
Starne,
Strevell,
Underwood,
Vaughan,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Mr. Crawford,

Mr. Landrigan,

Mr. Reddick.

The bill containing an emergency clause, and not having received a two-thirds vote, was declared lost.

Mr. Crawford entered a motion to reconsider the vote whereby Senate bill No. 380 was lost.

Senate bill, No. 447, for "An act in regard to Attorneys General and State's Attorneys,"

Was taken up, read at large a second time, and,

On motion of Mr. Underwood,

Referred to the committee on judiciary.

House bill, No. 597, for "An act for the protection of foundlings,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....32
Nays..... 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Eddy,

Messrs. Edsall,
Epler,
Fuller,
Hampton,
Harlan,
Kerr,
Landrigan,
Marsh,
McNulta,
Pierce,
Reddick,

Messrs. Senter,
Solomon,
Starne,
Strevell,
Underwood,
Vaughan,
Voris,
Whiting,
Wilkinson,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 798, for "An act to prevent injury to persons or property at railroad crossings."

In the passage of which I am instructed to ask the concurrence of the Senate.

House bill, No. 607, for "An act concerning the appointment and removal of city officers in all cities in this State, conferring additional powers and duties upon the mayors of such cities, and concerning ap-
propriation bills or ordinances that may be passed in such cities,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas..... 21
Nays..... 10

Those voting in the affirmative are,

Messrs. Alexander,
Bowman,
Carter,
Crawford,
Daggett,
Dora,
Eddy,

Messrs. Edsall,
Fuller,
Harlan,
Kerr,
Marsh,
McNulta,
Pierce,

Messrs. Senter,
Strevel,
Underwood,
Vaughan,
Voris,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Allen,
Boyd,
Bush,
Donahue,

Messrs. Epler,
Hampton,
Reddick,

Messrs. Solomon,
Starne,
Woodard.

This bill having failed to receive a majority of the Senators elect, was declared lost.

Mr. Woodard entered a motion to reconsider the vote whereby House bill No. 607 was lost.

Mr. Boyd, from the committee on judiciary, to which was referred House bill, No. 569, for "An act to prevent the sale or bringing into this State of obscene books, pamphlets, prints or paintings, and to repeal section 128, division 11, of chapter 30 of the Revised Statutes of 1845," reported the same back, and recommended it pass.

The report of the committee was concurred in, and the bill Ordered on file for a third reading.

House bill, No. 569, for "An act to prevent the sale, or bringing into the State, of obscene books, pamphlets, prints or paintings, and to repeal section 128, division 11, of chapter 30, of the Revised Statutes of 1845,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 26
Nays..... 7

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,

Messrs. Dora,
Eddy,
Edsall,
Harlan,
Kerr,
Landrigan,
Langley,
Marsh,
McNulta,

Messrs. Pierce,
Senter,
Starne,
Vaughan,
Voris,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Fuller,
Hampton,
Hunter,

Messrs. Reddick,
Solomon,

Messrs. Strevel,
Underwood.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

House bill, No. 770, for "An act to repeal an act entitled 'an act to incorporate the Havana German School Association,' approved March 7, 1867, and an amendment thereto entitled 'an act to amend an act entitled 'an act to incorporate the Havana German School Association,' approved March 11, 1869,"

Was taken up, read at large a second time, and

Referred to the committee on judiciary.

House bill, No. 798, for "An act to prevent injury to persons or property at railroad junctions or crossings,"

Was taken up, read at large a first time, and

Ordered to a second reading, and

Referred to the committee on railroads and warehouses.

House bill, No. 768, for "An act to provide for the appointment of a successor in trust to the trustees named in an act entitled 'an act to incorporate the Illinois Central Railroad Company,' approved February 10, 1851, and their successors in trust, and to define his duties,"

Was taken up, read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. Pierce,

Referred to the committee on railroads and warehouses.

House bill, No. 335, for "An act to prevent the destruction of fish in the State of Illinois, and to secure the unobstructed passage of fish in all the waters of this State wherein they were once accustomed to be found,"

Was taken up, read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. McNulta,

Referred to the committee on agriculture and drainage.

Mr. Dore introduced

Senate bill, No. 448, for "An act to allow life insurance companies to withdraw securities deposited with the State Treasurer, upon conditions named."

Which was read at large a first time, and

Ordered to a second reading.

House bill, No. 751, for "An act to repeal an act approved March 26, 1869, entitled 'an act to amend an act entitled an act to incorporate the town of Industry, in McDonough county,'"

Was taken up, read at large a first time, and

Ordered to a second reading.

House bill, No. 723, for "An act in regard to elections and to provide for filling vacancies in elective officers,"

Was taken up, read at large a first time, and

Ordered to a second reading, and

Referred to the committee on elections.

Mr. Kerr, from the committee on elections, to which was referred Senate bill, No. 350, for "An act to provide for the election of boards of election," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to be engrossed and printed for a third reading.

House message on Senate bill, No. 205, for "An act to provide for the exercise of the right of eminent domain,"

Was taken up, and,

On motion of Mr. Edsall,

Referred to the committee on railroads and warehouses.

Mr. Alexander, from the committee on banks and banking, to which was referred Senate bill, No. 329, for "An act to amend an act entitled 'an act to incorporate the Merchants' Association of Chicago,' approved February 20, 1861," reported the same back, and recommended the further consideration of the same be postponed.

The report of the committee was concurred in, and the bill

Postponed indefinitely.

Mr. Crawford then called up his motion entered on the 15th day of February, 1872, to reconsider the vote whereby Senate bill No. 393 was lost.

The motion was taken up and the vote reconsidered, and the bill (S. B. 393) placed among the files.

Mr. McNulta, from the committee on corporations, to which was referred House bill, No. 117, for "An act to provide for the organization and government of corporations for pecuniary profit," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

The bill was then read at large a second time, and

Ordered to a third reading.

On motion of Mr. McNulta,

House bill, No. 732, for "An act authorizing the formation of corporations, societies and associations for purposes other than for pecuniary profit,"

Was taken from the table.

The question being upon concurring with the committee on corporations in the adoption of their amendments to the bill,

Mr. Edsall then offered the following amendments to the report of the committee; which were adopted:

House bill, No. 732: Amend report of committee by striking out section 1, and insert the following:

§ 1. Any church, society, congregation, presbytery, conference, council, convention or association (by whatever name it may be known) for religious worship, or for the promotion of morality or religion in this State, or elsewhere, may become incorporated in the manner following: Such church, society, congregation or other organization (as the case may be) may, in such manner as shall be agreeable to its usages, customs, rules or by-laws, elect or appoint one or more trustees, elders, wardens and vestrymen, or other officers with duties similar to those of trustees, by whatever name or title the same may be designated, in compliance with its rules, usages, customs or by-laws; and the officers so elected or appointed, or a majority of them, shall make and

sign a certificate of such election or appointment, to be verified by the affidavit of one of their number, in which certificate shall be stated the corporate name of such church, society, congregation or other organization, the names of the trustees or other officers so elected or appointed, with their official title, and the object or purpose for which such corporation is formed; and shall file such certificate for record in the recorder's office of the county where such corporation is organized, and that thereupon such church, society, congregation or other organization (as the case may be) shall become and be a body corporate and politic in fact and in law by the name stated in such certificate.

Mr. Underwood then offered the following amendment to the report of the committee; which was adopted:

Amend section 4, line 8 by transferring the words "if any corporation" and placing them after the word "consolidation."

The Senate then concurred in the report of the committee as amended.

On motion of Mr. Crawford,

The future consideration of the bill was postponed until 10:30 o'clock to-morrow.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bills of the following titles, to-wit:

Senate bill, No. 336, for "An act in regard to guardians and wards."

Senate bill, No. 426, for "An act to punish officers for charging and collecting illegal fees."

Mr. Alexander introduced

Senate bill, No. 449, for "An act authorizing the formation of union depots and stations for railroads in this State,"

Which was read at large a first time, and

Ordered to a second reading.

On motion of Mr. Boyd,

At 5:28 o'clock P. M.,

The Senate adjourned until 10 o'clock to-morrow morning.

WEDNESDAY, MARCH 6, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Phillips.

The journal of yesterday was being read, when,

On motion of Mr. Eddy,

The further reading of the same was dispensed with.

On motion of Mr. Landrigan,

Leave of absence was granted Mr. Bowman until Monday next.

On motion of Mr. Flagg,
 Leave of absence was granted Mr. Langley until noon of this day.
 The roll of the Senate was then called, when

The following Senators (84) answered to their names:

Messrs. Alexander,	Messrs. Harlan,	Messrs. Reddick,
Allen,	Holcomb,	Senter,
Anderson,	Jackson,	Solomon,
Boyd,	Jewett,	Starne,
Bush,	Landrigan,	Strevell,
Carter,	Langley,	Underwood,
Donahoe,	Lanning,	Van Dorston,
Dore,	Little,	Washburn,
Eddy,	Marsh,	Whiting,
Edsall,	Nicholson,	Wilkinson,
Flagg,	Pierce,	Woodard.
Hampton,		

Mr. Boyd, from the committee on the judiciary, to which was referred a joint resolution of the House relating to the payment of John W. Golden for the arrest of Stephen M. Ballou, for the murder of James P. Golden, reported the same back, and recommended the concurrence of the Senate in the adoption thereof.

At 10:30 o'clock A. M.,

The President announced the special order, being consideration of House bill No. 732.

On motion of Mr. Richardson,

The special order was postponed until the joint resolution had been disposed of.

On motion of Mr. Donahoe,

The previous question was ordered.

The question then being upon concurring with the House of Representatives in the adoption of the resolution,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 25
 { Nays..... 17

Those voting in the affirmative are,

Messrs. Allen,	Messrs. Harlan,	Messrs. Senter,
Bishop,	Jewett,	Solomon,
Boyd,	Kerr,	Starne,
Bush,	Lanning,	Vaughan,
Daggett,	Marsh,	Voria,
Donahoe,	McNulta,	Whiting,
Eddy,	Nicholson,	Williams,
Epler,	Richardson,	Woodard.
Fuller,		

Those voting in the negative are,

Messrs. Anderson,	Messrs. Hampton,	Messrs. Strevell,
Carter,	Holcomb,	Underwood,
Crawford,	Hunter,	Van Dorston,
Dore,	Landrigan,	Washburn,
Edsall,	Pierce,	Wilkinson,
Flagg,	Reddick,	

So the resolution was adopted.

On motion of Mr. Underwood,
House bill, No. 433, for "An act in regard to evidence and depositions in civil cases,"

Was taken up and placed among the files.

On motion of Mr. Flagg,
Senate bill, No. 425, for "An act to enable counties to establish county industrial schools,"

Was taken up, and

Ordered engrossed for a third reading.

The special order, being consideration of House bill No. 732, was taken up.

On motion of Mr. Pierce,

The vote whereby the Senate concurred in the adoption of the amendments to House bill No. 732, offered by the committee on corporations, was reconsidered.

Mr. Pierce offered the following amendment to the report of the committee; which was adopted :

Amend Senate amendments to House bill No. 732, by adding to section 3 as follows : "and may publish, print, circulate, sell or give away such religious, Sabbath school and missionary tracts, periodicals or books as they may deem necessary to the promotion of religion and morality."

Mr. Hunter then offered the following amendments to the report of the committee :

Strike out all after the enacting clause and insert as follows :

"That the members of any congregation, church or society formed for the purpose of religious worship, may become incorporated in the manner provided in this act.

"§ 2. Any five members of such congregation, church or society, may unite in making a call (in writing) for a meeting of the members thereof, for the purpose of being incorporated. The call shall specify the time and place of the election, and shall be read at some regular meeting of such congregation, church or society, at least five days before the time of the proposed meeting.

"§ 3. At the time and place mentioned in such call, the members of such congregation, church or society, or such persons as are by the rules or by-laws of such congregation, church or society, entitled to vote at the elections thereof, may organize by electing one of their members chairman, and another as secretary of the meeting, and may proceed to elect by a plurality vote, any number, not less than three nor more than ten, lay-members of such congregation, church or society, as trustees or wardens and vestrymen, (or such other officers, whose duties are similar to those of trustees, as shall be agreeable to the usages and customs, rules or regulations of such congregation, church or society,) and may adopt a corporate name; and upon the filing of the affidavit, as hereinafter provided, they and their successors shall be and remain a body politic and corporate, by the name so adopted.

“§ 4. The chairman or secretary of such meeting shall, as soon as may be after such meeting, make and file in the office of the recorder of deeds in the county in which such congregation, church or society is organized (which shall be recorded by such recorder), an affidavit substantially in the following form:

“STATE OF ILLINOIS, } ss.
.... County.

“I, ..., do solemnly swear (or affirm, as the case may be) that at a meeting of the members of the [here give the name of the society as commonly known], held at [here give the place of meeting], in the county of, Illinois, upon a call duly made [here insert the names of the persons elected], were elected trustees (or wardens and vestrymen, as the case may be), and the society adopted as its corporate name [here insert the name]. At said meeting this affiant acted as chairman (or secretary, as the case may be).

[Name of affiant.]

“Subscribed and sworn to before me, this day of, A. D. 18..

“Such affidavit, or a copy thereof duly certified by the recorder, shall be received as evidence of the due incorporation of such congregation, church or society.

“§ 5. The term of office of the trustees of any such corporation may be determined by the rules or by-laws of the congregation, church or society.

“§ 6. A failure to elect trustees at any time shall not work a dissolution of such corporation, but the trustees last elected shall be considered as in office until their successors are elected.

“§ 7. All elections of trustees after the first, and elections to fill vacancies, may be called and conducted upon such notice and in such manner as may be provided by the rules, usages or by-laws of the congregation, church or society, but the qualification and number of the trustees shall at all times be the same as required in the second section of this act. No certificate of election, after the first, need be filed for record.

“§ 8. A trustee may be removed from office by an election, called and conducted in like manner as elections for trustees, or his office declared vacant for a failure to act, or for an abandonment of the faith of the congregation, church or society.

“§ 9. Upon the incorporation of any congregation, church or society, all real and personal property held by any person or trustees for the use of the members thereof, shall immediately vest in such corporation and be subject to its control, and may be used, mortgaged, sold and conveyed the same as if it had been conveyed to such corporation by deed; but no such conveyance or mortgage shall be made so as to affect or destroy the intent or effect of any grant, devise or donation, that may be made to such person or trustee for the use of such congregation, church or society.

“§ 10. Any corporation that may be formed under this act, or under any law of this State for the incorporation of religious societies, may receive by gift, devise or purchase, land not exceeding in quan-

tity ten acres, and may erect or build thereon such houses, buildings or other improvements as it may deem necessary for the convenience and comfort of such congregation, church or society, and may lay out and maintain thereon a burying ground ; but no such property shall be used except in the manner expressed in the gift, grant or devise; or if no use or trust is so expressed, except for the benefit of the congregation, church or society for which it was intended.

“§ 11. The trustees shall have the care, custody and control of the real and personal property of the corporation, subject to the direction of the congregation, church or society, and may, when directed by the congregation, church or society, erect houses or buildings, and improvements, and repair and alter the same; and may when so directed, mortgage, incumber, sell and convey any real or personal estate of such corporation, and enter into all lawful contracts in the name of and in behalf of such corporation: *Provided*, that no mortgage, incumbrance, sale or conveyance shall be made of any such estate so as to defeat or destroy the effect of any gift, grant, devise or bequest which may be made to such corporation; but all such gifts, grants, devises and bequests shall be appropriated and used as directed or intended by the person or persons making the same.

“§ 12. Any congregation, church or society, heretofore incorporated, under the provisions of any law for the incorporation of religious societies, may become incorporated under the provisions of this act in the same manner as if it had not previously been incorporated, in which case the new corporation shall be entitled to and vested in all the real and personal estate of the old corporation, in like manner and to the same extent as the old corporation, subject to all the debts, contracts and liabilities. The word trustees, wherever used in this act, shall be construed to include wardens and vestrymen, or such other officers as perform the duties of trustees.

“§ 13. Any congregation, church or society, incorporated under this act, may receive by grant, devise or bequest, real estate not exceeding forty acres, for the purpose of holding camp meetings, and may put such improvements thereon as they may deem for their comfort and convenience. The title to such real estate shall be in such corporation, subject to like conditions as are provided in this act in regard to other real estate held by such corporation.

“§ 14. The following acts and parts of acts are hereby repealed: Sections 44, 45, 46, 47, 48 and 49, of chapter 25 of the Revised Statutes of 1845, entitled ‘Corporations,’ being division 3 of said chapter, entitled ‘Religious Societies.’ An act entitled ‘An act to amend an act in relation to religious societies,’ approved March 2, 1839. An act entitled ‘An act to amend chapter 25, division 3, of the Revised Statutes of 1845,’ entitled “Religious Societies,” approved February 14, 1855. An act entitled ‘An act to amend an act entitled “Religious Societies,”’ approved February 18, 1857. An act entitled ‘An act to amend chapter 25, division 3, of the Revised Statutes of 1845, entitled “Religious Societies,”’ approved February 20, 1863. An act entitled ‘An act to provide for the holding of Roman Catholic churches, cemeteries, colleges and other property,’ approved March 8, 1869, and all other acts and parts of acts inconsistent with the provisions of this act:

Provided, that the repeal of said acts or parts of acts shall not affect any corporations existing under any such acts, or any rights or liabilities that may have accrued when this act shall take effect."

On motion of Mr. Fuller,

The bill (H. B. No. 732) was referred to a special committee, consisting of the following Senators:

Messrs. Underwood, McNulta, Hunter, Edsall and Washburn.

Senate bill, No. 448, for "An act to allow life insurance companies to withdraw securities deposited with the State Treasurer, upon conditions named,"

Was taken up and read at large a second time.

Mr. Crawford offered the following amendment to the bill:

Amend Senate bill, No. 448, by striking out all after the word "above," in line 15, of section 1, and insert as follows: "Double the amount of the sum necessary to reinsure the outstanding policies of such company, computed under the actuaries' rate of mortality and four per cent. compound interest, as now provided by law; and whenever all of said outstanding policies are taken up, and said Auditor shall so certify, then the balance of said securities shall be surrendered."

On motion of Mr. Dore,

The bill and amendment was referred to a special committee of four, consisting of Senators Holcomb and Eddy.

House bill, No. 703, for "An act to enable cities, villages and incorporated towns to contract for a supply of water for public use, to create and alter water districts, and to levy and collect a tax to pay for water so supplied,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 37
Nays 00

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bishop,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Eddy,
Edsall,
Epler,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Lanning,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Solomon,
Strevell,
Underwood,
Vaughan,
Voris,
Washburn,
Wilkinson,
Williams,
Woodard.

The bill containing an emergency clause, and having received a two-thirds vote, was declared passed.

Mr. Edsall offered the following amendment to the title of the bill; which was adopted:

Amend title to House bill No. 703 by striking out the words "to create and alter water districts.

Ordered that the title be as amended, and that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

Senate bill, No. 323, for "An act to provide for the collection of State statistics,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....28
Nays..... 1

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bishop,
Bush,
Carter,
Crawford,
Daggett,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Holcomb,
Jewett,
Kerr,
Lanning,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Strevell,
Underwood,
Vaughan,
Voris,
Wilkinson,
Woodard.

Mr. Donahue voted in the negative.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Leave of absence was granted, by the President, to the Hon. Z. S. Swan, Assistant Secretary of Senate, until Monday next.

At 12:55 o'clock A. M.,

On motion of Mr. Fuller,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

By unanimous consent, the House message on Senate bill No. 372, for "An act relative to the powers and duties of the Canal Commissioners, relative to the Illinois and Michigan Canal, the lock and dam at Henry, and the Improvement of the Little Wabash River," was taken up, and

The question being on the adoption of the following House amendments to the bill:

Section 3, line 3, of printed copy, after the word "and" insert "the lock on the," and strike out "improvement." Lines 4 and 5, add the letter "s" to the word "lock," and add to the section: *Provided, further*, that the rates of toll on through freights, including the lockage at Henry, shall not be more than the rates heretofore charged on the Illinois and Michigan Canal on through freights."

Section 4, line 1, add the letter "s" to the word "lock."

Section 5, line 2, strike out the word "seven" and insert "ten." Line 12, strike out all after the word "therefor," and insert: "The said commissioners shall have power to lease, to the highest and best

bidder, any water power and lands and lots connected therewith belonging to the State, for any period not longer than fifteen years: *Provided, however*, that before any lease shall be made, public notice shall be given of such leasing, for at least sixty days, in some newspaper published in the neighborhood."

Section 6, line 1, add the letter "s" to the word "engine." Line 4, strike out all after the word "same."

Section 8, line 5, strike out the word "they" and insert "said commissioners."

The yeas and nays being called,

The amendments of the House of Representatives were concurred in by the following vote: Yeas 37; Nays 2.

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Eddy,
Edsall,
Epler,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Jewett,
Kerr,
Lanning,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevel,
Underwood,
Van Dorston,
Vaughan,
Voris,
Whiting,
Wilkinson.

Mr. Washburn and Williams voted in the negative.

On motion of Mr. Edsall,

A call of the Senate was ordered when

The following Senators (36) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Boyd,
Carter,
Crawford,
Daggett,
Dore,
Eddy,
Edsall,
Epler,
Flagg,

Messrs. Fuller,
Hampton,
Holcomb,
Jewett,
Kerr,
Lanning,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starne,
Strevel,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams.

On motion of Mr. Boyd,

Further proceedings under the call were dispensed with.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

Resolved by the House of Representatives, the Senate concurring herein, That the Board of Canal Commissioners of the State of Illinois be and are hereby instructed to so adjust the rates of toll on the Illinois and Michigan Canal, on the lock at Henry, in the Illinois River, and on the lock at New Haven, in the Little Wabash River, so as to produce the largest amount of revenue to the State, after keeping and maintaining said works in good condition and repair.

Resolved, That a copy of the foregoing resolution be forwarded to each of said commissioners.

In the adoption of which I am instructed to ask the concurrence of the Senate.

On motion of Mr. Dore,
The rules were suspended, and
The House resolution concerning the rates of toll on the Illinois and Michigan Canal,
Was taken up and concurred in by the Senate.

On motion of Mr. Nicholson,
House bill, No. 698, for "An act authorizing agricultural societies to sell, exchange, dispose of, and convey lands,"
Having been printed, was read at large a third time.
And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 37
Nays 1

Those voting in the affirmative are,

Messrs. Allen,	Messrs. Fuller,	Messrs. Richardson,
Anderson,	Hampton,	Senter,
Bishop,	Harlan,	Starne,
Boyd,	Holcomb,	Strevell,
Bush,	Jewett,	Underwood,
Carter,	Kerr,	Van Dorston,
Crawford,	Lanning,	Vaughan,
Daggett,	Marsh,	Voris,
Dore,	McNulta,	Washburn,
Eddy,	Nicholson,	Whiting,
Edsall,	Pierce,	Wilkinson,
Epler,	Reddick,	Williams.
Flagg,		

Mr. Alexander voted in the negative.

The bill containing an emergency clause, and having received a two-thirds vote, was declared passed.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

On motion of Mr. Flagg,

The vote whereby Senate bill, No. 380, for "An act to enable the Auditor to make a dividend of two-thirds of the school funds, in proportion to the number of persons in each county," was lost, was reconsidered, and the bill,

On motion of Mr. Flagg,

Referred to the committee on engrossed and enrolled bills.

The hour for the special order having arrived, it was taken up, being House bill, No. 596, for "An act to authorize the formation of corporations for the investment of money on real and personal property in this State."

By unanimous consent,

Mr. Strevell withdrew his amendment offered on March 1st.

Mr. Strevell offered the following amendment; which was adopted:
Add to section 9 the following: "Either directly or indirectly by way of discount of notes or other securities purchased, or otherwise."

Mr. Strevell offered the following amendments; which were adopted:

Amend section 10 by striking out in line 12 of said section the words "at such price and."

Strike out in section 11, in line 6, the words, "said company, and approved by the Auditor," and insert in lieu thereof "the Governor."

Strike out in section 12, in line 10, the words, "secured by said," and insert "of any such." Strike out in same section, in line 30, the word "moneys," and insert "interest."

Mr. Alexander offered the following amendment; which was adopted:

Strike out of line 2, section 12, the words, "said company," and insert "the Governor."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, to-wit:

House bill, No. 447, for "An act to prevent the herding or grazing of cattle or other domestic animals, belonging to citizens of one county, upon the uninclosed lands lying within the limits of another county."

House bill, No. 633, for "An act to amend section 13 of chapter 108 of the Revised Statutes of A. D. 1845, entitled 'Weights and Measures.'"

House bill, No. 714, for "An act to define the ninth judicial circuit, and to fix the time of holding circuit court therein."

House bill, No. 747, for "An act to provide for and regulate the execution of the public printing."

House bill, No. 715, for "An act to define the twenty-eighth judicial circuit, and to fix the time of holding circuit court therein,"

In the passage of which I am instructed to ask the concurrence of the Senate.

Mr. Kerr offered the following amendment; which was adopted:

Add to section 10: "All real estate sold under foreclosure or by virtue of any mortgage, trust deed, or other security held or owned by said company, shall be subject to redemption as now provided by law in the case of sales of real estate under executions on judgments at law."

Mr. Underwood offered the following amendment; which was adopted:

Amend section 12, line 2, by inserting before the words "to accept," the following: "To execute and deliver to the Auditor his bond with good security, payable to the corporation, conditioned for the faithful performance of the duties required by this act of him, and that he will account for and deliver over all securities received by him, when required by law, which bond shall be approved and filed by the Auditor for the benefit of all parties interested, and afterwards it shall be lawful for said trustee."

Mr. Whiting offered the following amendment; which was adopted:

Amend by adding to end of section 11: "*And provided, further,* that the trustee or trustees shall be a citizen of the State of Illinois, and no bonds or letters of lien shall be issued by such company or corporation until the same have been countersigned by the said trustee. And the said trustee shall keep a record of the bonds so countersigned,

and in no case shall such trustee countersign such bonds to a greater amount than the securities held in trust by him."

Mr. Jewett offered the following amendment; which was adopted:

Amend by adding to section 12, as follows: "*And provided, further,* that in case of the death, resignation, removal or disability of any trustee or trustees appointed as aforesaid, the Governor shall appoint a successor or successors who shall have all the powers and perform all the duties of the original trustee or trustees, and shall give bond as above provided."

Mr. Underwood offered the following amendment; which was lost:

Amend section 6: Strike out the proviso to this section.

Mr. Langley offered the following amendment:

Add to section 15: "The General Assembly shall have power from time to time to enact laws to prevent and correct abuses, and to prevent unjust discriminations and extortions in the rates of interest to be charged upon loans, and to establish, from time to time, reasonable maximum rates of interest on such loans, and to enforce such laws by adequate penalties to the extent, if necessary for that purpose, of forfeiture of the franchises of any such corporation."

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 27
Nays 12

Those voting in the affirmative are,

Messrs. Anderson,
Bishop,
Bush,
Dore,
Ed-all,
Fuller,
Hampton,
Harlan,
Holcomb,

Messrs. Jewett,
Langley,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,
Solomon,
Starnes,

Messrs. Strevell,
Underwood,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Allen,
Boyd,
Carter,

Messrs. Crawford,
Daggett,
Epler,
Kerr,

Messrs. Lanning,
Marsh,
McNulta,
Van Dorston.

So the amendment was adopted.

Mr. Whiting offered the following amendment; which was adopted:

Add the following section:

"§ 16. The trustee shall report within ten days of the first day of June and December of each year, to the Auditor, the amount of the securities held by him, and the amount of the bonds countersigned and issued by the company; such report to be made in such detail as may be required by the Auditor, and the Auditor may at any time make an examination of his books and papers."

The bill as amended was ordered to a third reading and the amendments ordered printed.

Mr. Woodard called up his motion entered on yesterday to reconsider the vote whereby House bill No. 607 was lost.

The vote by which the bill was lost was reconsidered, and

House bill, No. 607, for "An act concerning the appointment and removal of city officers in all cities in this State, conferring additional powers and duties upon the mayors of such cities, and concerning appropriation bills or ordinances that may be passed in such cities,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....31
Nays..... 8

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Bishop,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,
Edsall,
Fuller,

Messrs. Harlan,
Holcomb,
Jewett,
Kerr,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Senter,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voria,
Washburn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Allen,
Boyl,
Bush,

Messrs. Epler,
Hampton,
Richardson,

Messrs. Starne,
Williams.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of bills of the following titles, to-wit:

Senate bill, No. 100, for "An act in regard to mills and millers, and dams for mills and other machinery and navigation," with amendments thereto.

Senate bill, No. 269, for "An act concerning Canada thistles," with amendment.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of bills of the following titles, to-wit:

Senate bill, No. 43, for "An act to extend the powers of judges of circuit courts in vacation."

Senate bill, No. 213, for "An act in relation to the mode of proving title to the lands granted to the Illinois Central Railroad Company."

A message from the House of Representatives, by Mr. Reece:

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 791, for "An act to apportion the State into nineteen congressional districts and establish the same, and provide for the election of representatives therein."

In the passage of which I am instructed to ask the concurrence of the Senate.

Mr. Eddy, from the special committee of two, to which was referred Senate bill, No. 448, for "An act to allow life insurance companies to withdraw securities," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to be engrossed and printed for a third reading.

Mr. Flagg, from the committee on enrolled and engrossed bills, reported Senate bill No. 380 as correctly engrossed.

Mr. Fuller moved to take up Senate bills on third reading; which motion was lost.

Mr. Boyd moved to take up Senate bills on second reading; which motion was lost.

Mr. Eddy moved to suspend the rules for the purpose of introducing bills; which motion was lost.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 293, for "An act to authorize cities having a population not exceeding fifteen thousand inhabitants to levy and collect taxes for corporate purposes."

A message from the House of Representatives, by Mr. Hay:

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 338, for "An act to provide for the restoration of court records, which have been lost or destroyed," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

At 5:45 o'clock P. M.,

Mr. Richardson moved to adjourn; which motion was lost.

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 443, for "An act to amend an act entitled 'an act to provide for the ordinary and contingent expenses of the State government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly,' approved June 22, 1871," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered on file for a second reading.

Mr. Crawford, from the committee on finance, to which was referred House bill, No. 558, for "An act providing for the publication and distribution of the fifth volume of the report of the State Geologist, and to fix the amount of his salary until the publication of the sixth and final volume of said report," reported the same back, with amendments, and recommended the adoption of the same.

Pending the consideration of the report of the committee,

On motion of Mr. Boyd,

At 6:27 P. M., the Senate adjourned until 10 o'clock A. M. to-morrow.

THURSDAY, MARCH 7, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Rutledge.

The journal of yesterday was being read, when,

On motion of Mr. Nicholson,

The further reading of the same was dispensed with.

The roll was called, when

The following Senators (40) answered to their names:

Messrs. Alexander,
Anderson.
Bishop,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Little,
Marsh,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Senter,
Solomon,
Starnes,
Strevell,
Underwood,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams.

On motion of Mr. Crawford,

The order of business on which the Senate adjourned last night, was resumed.

Mr. Edsall entered a motion to reconsider the vote whereby the House resolution concerning tolls on the Illinois and Michigan Canal was concurred in.

The question before the Senate being on the amendments reported by the committee on finance to House bill, No 558, for "An act providing for the publication and distribution of the fifth volume of the report of the State Geologist, and to fix the amount of his salary until the publication of the sixth and final volume of said report,"

On motion of Mr. Washburn,

The bill was recommitted to the committee on finance.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of bills of the following titles, to-wit:

Senate bill, No. 430, for "An act to amend an act entitled 'an act to cede jurisdiction to the United States over certain lands, and for the purchase and condemnation thereof,' approved December 14th, A. D. 1871."

Senate bill, No. 418, for "An act to amend an act entitled 'an act amendatory of an act approved March 3, 1845, in relation to fire companies,' approved February 24, 1859."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am instructed to inform the Senate that the House of Representatives has passed the following resolution, to-wit:

Resolved, That the Clerk of this House respectfully request the Senate to return to the House the resolution in regard to the tolls on the Illinois and Michigan Canal and the Little Wabash River, it having been sent to Senate by mistake.

Mr. Eddy, from the joint committee on enrolled bills, reports as having been properly enrolled, Senate bills of the following titles, to-wit:

Senate bill, No. 213, for "An act in relation to the mode of proving title to the lands granted to the Illinois Central Railroad Company."

Senate bill, No. 43, for "An act to extend the powers of judges of circuit courts in vacation."

Senate bill, No. 293, for "An act to authorize cities having a population not exceeding fifteen thousand inhabitants, to levy and collect taxes for corporate purposes."

Senate bill, No. 372, for "An act relative to the powers and duties of the Canal Commissioners, relative to the Illinois and Michigan Canal, the lock and dam at Henry, and the improvement of the Little Wabash River."

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bills of the following titles, to-wit:

Senate bill, No. 212, for "An act to provide for the establishment and regulate the jurisdiction of courts of record in cities."

Senate bill, No. 342, for "An act to provide for the examination and appointment of licensed surveyors."

Senate bill, No. 350, for "An act to provide for the election of boards of election."

Senate bill, No. 448, for "An act to allow life insurance companies to withdraw securities deposited with the State Treasurer upon conditions named."

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 432, for "An act to make an appropriation for carrying on the work on the New State House," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered on file for a second reading.

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 222, for "An act to provide for the publication of the fifth volume of the report of the State Geologist, to fix the amount of his salary for the next two years, and to provide for the preparation of the final volume of said report," reported the same back, and recommended it lie on the table until July 4, 1873.

The report of the committee was concurred in, and the bill

Ordered to lie upon the table until the 4th of July, 1873

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 447, for "An act in regard to Attorneys General and State's Attorneys," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill Ordered engrossed and printed for a third reading.

Mr. Whiting, from the committee on manufactures and mining, to which was referred House bill, No. 694, for "An act providing for the health and safety of persons employed in coal mines," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill Ordered to a third reading, and amendments printed.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 383, for "An act to provide for the appointment of a Soldiers' Orphans' Agent, and for the disposition, distribution and maintenance of the children of the Soldiers' Orphans' Home located at Normal," reported the same back, with amendments, and recommended its adoption.

The report of the committee was concurred in, and the amendments adopted.

Mr. McNulta offered the following substitute for the bill :

Amend Senate bill No. 383, by striking out all after the enacting clause, and inserting the following :

"§ 1. It shall be the duty of the trustees of the Soldiers' Orphans' Home to proceed forthwith to find homes for all children who may be entitled by law to admission into the Soldiers' Orphans' Home, and for those children in that institution whose interest would, in their judgment, be better subserved by being removed therefrom, in manner following :

"Each child having a parent living shall be sent to or provided a home with such parent, unless it shall appear to said trustees that the condition and circumstances of the parent are such that it will not be for the best interests of the child to be left or placed with such parent ; in which case, and also in case of children whose parents are dead, a home shall be sought with the kindred of the child ; and for any such children as cannot be properly and favorably placed the parent or other near kindred, homes shall be provided with whom and wherever such can be best and most suitably obtained.

"§ 2. Before any child less than 14 years of age shall be removed to any home other than the Soldiers' Orphans' Home, the trustees shall make a contract with the party to whom the child is about to be entrusted, specifying the amount per year for the maintenance of each child, which shall not exceed one hundred dollars, stipulating that the child shall be properly treated, comfortably clothed, practically but carefully inured to the industries and economies of life, and sent to school whenever six years of age, at least six months in each year, until such child shall have attained the age of fourteen years ; that such child will not be removed beyond the limits of this State without the consent of said trustees so to do, (and when such consent is given, that the child will be returned in conformity with such consent or upon notice from the trustees to do so,) nor to remove such child from one county to another for a longer period than one month, without the consent of the judge of the county court, and notice to said trustees of such contemplated removal ; and they shall take a bond in the penal

sum of three hundred dollars, to the People of the State of Illinois, with security for the faithful performance of the conditions of the contract, to be approved by the judge of the county court of McLean county, or of the county where it is intended any such child shall be taken: *Provided*, that no mother shall be required to give a bond for the keeping of her child.

"§ 3. The judge of the county court of each county wherein any such child or children may be placed, shall be the ex-officio guardian of the same for the purposes of this act, and it shall be his duty to see that all such children within his county are humanely treated, properly cared for, and protected in all their rights under the law and the contract for their maintenance; and for this purpose he shall have power from time to time to appoint three discreet persons of mature age, of the vicinage, in no way related by consanguinity or affinity to any person having the custody of any such child to be visited, to visit such child, or he may visit such child in person; and such person so appointed, or such judge, shall talk to such child out of hearing of any person whomsoever; and if any two of such persons or such judge shall be satisfied that the spirit of the contract for the maintenance of such child has not been complied with, or that the best interests of the child warrant its removal, then a citation shall issue from the county court to such person, and notice thereof to the said masters, by mail or otherwise, to show cause, if any there be, why such child shall not be taken from the custody of such person; and such judge shall hear all testimony that may be offered on behalf of the child, or of the person having the custody thereof, and shall decide according to the equities of the case.

"§ 4. In counties under township organization, it shall be the duty of the supervisor of every town where any soldier's orphan may be placed in compliance with any law of this State, to visit all such children within his town, at least once in three months, or whenever directed so to do by the judge of the county court; and in counties not under township organization, it shall be the duty of each of the associate justices to visit all such children in such portions of their county as may be designated by the county judge, at least once in three months, or whenever directed so to do by such judge; and such supervisor and associate justice shall make and sign, in duplicate, a report to the county judge of the condition of each child, one copy of which shall be filed in the office of the judge, and the other forwarded by him, within ten days from the first days of January, April, July and October, to the trustees of the Soldiers' Orphans' Home, at Normal, Illinois; and upon the loss of any report, shall furnish a certified copy thereof on application. It shall be the duty of the State's Attorney to appear in all cases for the soldier's orphan, and he shall receive for his services such fees as may be provided for like cases, or as may be allowed by the court, to be paid in like manner as other fees; and supervisors and associate justices shall receive the same mileage and per diem as may be provided by law for them for other services, to be paid in like manner.

"§ 5. The trustees, in extending the benefits of this act by providing homes for soldiers' orphans, shall provide first for those who most

need care and protection, and apportioning its benefits, as near as may be, among the several counties of the State applying therefor, in proportion to the population thereof.

"§ 6. The treasurer of the Soldiers' Orphans' Home shall pay all bills quarterly made under contract for the maintenance of children, as herein provided for, and all bills of particulars verified by the affidavit of the party expending the money for the transportation of children to and from the homes provided for them—all such bills to be approved in triplicate by the judge of the county court where the children may be taken.

"§ 7. For the purpose of carrying out the objects of this act, the sum of thirty thousand dollars, or so much thereof as may be necessary, is hereby appropriated out of any money in the treasury not otherwise appropriated; and the Auditor of Public Accounts is hereby directed to draw his warrant on the Treasurer for the same, in favor of the Treasurer of the Soldiers' Orphans' Home, in sums not exceeding five thousand dollars, the first payment to be made on estimate of money needed, and all future payments on vouchers of money expended approved by the Governor."

On motion of Mr. Eddy,

The bill, as amended, was ordered to lie on the table and be printed, and also print the substitute offered by Mr. McNulta.

Mr. Eddy, chairman, from the joint committee on enrolled bills, reports having laid before the Governor, on the 7th day of March, 1872, enrolled bills of the following titles, to-wit:

Senate bill, No. 213, for "An act in relation to the mode of proving title to the lands granted to the Illinois Central Railroad Company."

Senate bill, No. 43, for "An act to extend the powers of judges of circuit courts in vacation."

Senate bill, No. 293, for "An act to authorize cities having a population not exceeding fifteen thousand inhabitants, to levy and collect taxes for corporate purposes."

Senate bill, No. 372, for "An act relative to the powers and duties of the canal commissioners, relative to the Illinois and Michigan Canal, the lock and dam at Henry, and the improvement of the Little Wabash River."

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred House bill, No. 335, for "An act to prevent the destruction of fish in the State of Illinois, and to secure the unobstructed passage of fish in all the waters of this State wherein they were once accustomed to be found," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered on file for a second reading.

Mr. Pierce, from the committee on penal institutions, reported back sundry papers and reports relating to the State penitentiary, and recommended they lie on the table.

The report of the committee was concurred in.

Mr. Alexander, from the committee on banks and banking, to which was referred House bill, No. 12, for "An act to authorize the establishment of and govern Savings Banks," reported the same back, with amendments, and recommended their adoption.

On motion of Mr. Fuller,

The bill and amendments were laid on the table and ordered printed.

Mr. Dore introduced

Senate bill, No. 450, for "An act to protect the use of the telegraph."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Langley introduced

Senate bill, No. 451, for "An act to provide for recording such bonds as are required by law on the orders of courts to be filed in the course of proceedings in courts of record."

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on judiciary.

Mr. Eddy introduced

Senate bill, No. 452, for "An act providing for the payment of persons for the pursuit and capture of murderers, horse thieves and burglars."

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on judiciary.

Mr. Flagg introduced

Senate bill, No. 453, for "An act to incorporate county agricultural and mechanical societies."

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on agriculture and drainage.

Mr. Alexander introduced

Senate bill, No. 454, for "An act to authorize the sale of railroad stock belonging to counties, townships, cities and towns."

Which was read at large a first time, and

Ordered to a second reading.

On motion of Mr. Strevell.

Emergency bills of both houses, on third reading, were taken up for consideration.

Senate bill, No. 380, for "An act to enable the Auditor to make a dividend of two-thirds of the school funds, in proportion to the number of persons in each county,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows:

{ Yeas.....	28
{ Nays.....	13

Those voting in the affirmative are,

**Messrs. Alexander,
Boyd,
Carter.**

**Messrs. Crawford,
Daggett,
Donahue.**

Messrs. Dore,
Early,
Edsall.

Messrs. Flagg,
Fuller,
Hampton,
Hunter,
Jewett,
Kerr,
Langley,

Messrs. Marsh,
McNulta,
Nicholson,
Pierce,
Senter,
Strevell,

Messrs. Underwood,
Van Dorston,
Vaughan,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Bush,
Eddy,
Epler,

Messrs. Harlan,
Helcomb,
Landrigan,
Richardson,

Messrs. Solomon,
Starnes,
Washburn,
Williams.

The bill containing an emergency clause, was lost for want of a constitutional majority.

House bill, No. 612, for "An act to authorize the transfer of the boys in the Chicago Reform School to the State Reform School at Pontiac, and to provide for defraying the expenses of such transfer,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 38
Nays..... 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Landrigan,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Richardson,
Solomon,
Starnes,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Strevell offered the following amendment to the title of the bill; which was adopted:

Amend title to House bill No. 612, by adding: "and to authorize the courts of competent jurisdiction in the city of Chicago and in the county of Cook to sentence boys to the State Reform School at Pontiac."

Ordered that the title be as amended, and that the Secretary inform House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 342, for "An act to provide for the examination and appointment of licensed surveyors,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas.....20
Nays.....14

Those voting in the affirmative are,

Messrs. Alexander,
Boyd,
Carter,

Messrs. Daggett,
Dore,
Early,

Messrs. Eddy,
Flagg,
Fuller,

Messrs. Hampton,
Jewett,
Kerr,
Marsh,

Messrs. McNulta,
Nicholson,
Senter,
Starne,

Messrs. Van Dorston,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Epler,
Harlan,
Holcomb,

Messrs. Landrigan,
Langley,
Pierce,
Reddick,
Richardson,

Messrs. Solomon,
Underwood,
Washburn,
Williams.

Mr. Pierce entered a motion to reconsider the vote whereby Senate bill No. 342, was lost.

On motion of Mr. Jewett,
House bill No. 596 was taken up for consideration.

By unanimous consent,
Mr. Eddy recorded his vote in the negative, on the passage of Senate bill No. 380.

Mr. Landrigan withdrew his motion to reconsider the vote whereby Mr. Washburn's amendment was lost.

Pending the consideration of the bill,
At 12:25 o'clock P. M.,

On motion of Mr. Underwood,
The Senate adjourned until 2:30 o'clock P. M.

TWO-THIRTY O'CLOCK P. M.

Senate met, pursuant to adjournment.

On motion of Mr. Strevell,
A call of the Senate was ordered, when

The following Senators (29) answered to their names:

Messrs. Alexander,
Anderson,
Boyd,
Bush,
Carter,
Donahue,
Dore,
Eddy,
Flagg,
Hampton,

Messrs. Harlan,
Holcomb,
Jackson,
Jewett,
Kerr,
Langley,
Little,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Washburn,
Whiting,
Williams.

On motion of Mr. Strevell,
Further proceedings under the call were dispensed with.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 410, for "An act to provide for the collection of revenue, and for the sale of real estate for non-payment of taxes or spe-

cial assessments for State, county, municipal or other purposes," with amendments.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, to wit:

House bill, No. 389, for "An act to prevent the sale of drugs or medicines designed to procure criminal abortion."

House bill, No. 483, for "An act to provide for the erection and maintenance of bridges by two or more towns."

In the passage of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of the Senate amendments to bills of the following titles, to-wit:

House bill, No. 703, for "An act to enable cities and villages to contract for a supply of water for public use, to create and alter water districts, and to levy and collect tax to pay for water so supplied."

House bill, No. 27, for "An act to prevent male animals running at large, and for their restraint."

House bill, No. 152, for "An act concerning drovers."

House bill, No. 193, for "An act to amend an act entitled 'an act for the prevention of cruelty to animals,' approved March 31, 1869."

House bill, No. 237, for "An act for the removal of county seats."

House bill, No. 612, for "An act to authorize the transfer of the boys in the Chicago Reform School to the State Reform School at Pontiac, and to provide for defraying the expenses of such transfer, and to authorize the courts of competent jurisdiction in the city of Chicago, and in the county of Cook, to sentence boys to the State Reform School at Pontiac."

Mr. Eddy, from the joint committee on enrolled bills, reports as having been properly enrolled, a Senate bill of the following title, to-wit:

Senate bill, No. 418, for "An act to amend an act entitled 'an act amendatory of an act, approved March 3d, 1845, in relation to fire companies,' approved February 24th, 1859."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 7th day of March, 1872, laid before the Governor for his approval, viz:

House bill, No. 597, for "An act for the protection of foundlings."

House bill, No. 569, for "An act to prevent the sale or bringing into this State of obscene books, pamphlets, prints or paintings, and to repeal section 128, division XI., of chapter 30 of the Revised Statutes of 1845."

House bill, No. 449, for "An act to require State and county treasurers to deliver up bonds and coupons issued in aid of railroad or

other corporations, which have been paid to any person or persons, who may be authorized by any county, town or city to receive them."

House bill, No. 309, for "An act to enable any city, town or village in this State to change its name."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following title have been correctly enrolled:

House bill, No. 597, for "An act for the protection of foundlings."

House bill, No. 569, for "An act to prevent the sale or bringing into this State of obscene books, pamphlets, prints or paintings, and to repeal section 128, division 11, of chapter 30 of the Revised Statutes of 1845."

House bill, No. 449, for "An act to require State and county treasurers to deliver up bonds and coupons issued in aid of railroad or other corporations, which have been paid to any person or persons, who may be authorized by any county, town or city to receive the same."

House bill, No. 309, for "An act to enable any city, town or village in this State to change its name."

Mr. Eddy, from the committee on enrolled and engrossed bills, reports as having been properly engrossed a Senate bill of the following title, to-wit:

Senate bill, No. 398, for "An act in regard to limitations."

Mr. Eddy, from the joint committee on enrolled bills, reports having laid before the Governor, on the 7th day of March, A. D. 1872, enrolled bill of the following title, viz:

Senate bill, No. 430, for "An act to amend an act entitled 'an act to cede jurisdiction to the United States over certain land, and for the purchase and condemnation thereof,' approved December 14, 1871."

Mr. Eddy, from the joint committee on enrolled bills, reports as having been properly enrolled, a Senate bill of the following title, to-wit:

Senate bill, No. 430, for "An act to amend an act entitled 'an act to cede jurisdiction to the United States over certain land, and for the purchase and condemnation thereof,' approved December 14, 1871."

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed bills of the following titles, to wit:

Senate bill, No. 430, for "An act to amend an act entitled 'an act to cede jurisdiction to the United States over certain land, and for the purchase and condemnation thereof,' approved December 14, 1871."

House bill, No. 309, for "An act to enable any city, town or village in this State to change its name."

House bill, No. 597, for "An act for the protection of foundlings."

House bill, No. 563, for "An act to authorize cities, incorporated towns and townships to establish and maintain free public libraries and reading rooms."

House bill, No. 449, for "An act to require State and county treasurers to deliver up bonds and coupons issued in aid of railroad or other corporations, which have been paid to any person or persons,

who may be authorized by any county, town or city to receive the same."

House bill, No. 569, for "An act to prevent the sale, or bringing into the State, of obscene books, pamphlets, prints or paintings, and to repeal section 128, division 11, of chapter 30, of the Revised Statutes of 1845."

Senate bill, No. 293, for "An act to authorize cities having a population not exceeding fifteen thousand inhabitants to levy and collect taxes for corporate purposes."

Senate bill, No. 372, for "An act relative to the powers and duties of the canal commissioners, relative to the Illinois and Michigan Canal, the lock and dam at Henry, and the improvement of the Little Wabash river."

Senate bill, No. 43, for "An act to extend the powers of judges of circuit courts in vacation."

Senate bill, No. 213, for "An act in relation to the mode of proving title to the lands granted to the Illinois Central Railroad Company."

The consideration of House bill No. 596, was resumed.

On motion of Mr. Van Dorston,

The previous question was ordered.

House bill, No. 596, for "An act to authorize the formation of corporations for the investment of money on real and personal property in this State,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas.....18
Nays.....15

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Boyd,
Carter,
Daggett,
Dore,

Messrs. Eddy,
Epler,
Fuller,
Jewett,
Marsh,
McNulta,

Messrs. Pierce,
Richardson,
Starne,
Strevell,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Anderson,
Crawford,
Early,
Flagg,
Hampton,

Messrs. Holcomb,
Landrigan,
Langley,
Nicholson,
Reddick,

Messrs. Solomon,
Underwood,
Van Dorston,
Washburn,
Williams.

Mr. Van Dorston entered a motion to reconsider the vote whereby the bill was lost.

By unanimous consent,

Mr. Flagg introduced

Senate bill, No. 455, for "An act to enable the Auditor to make a dividend of two-thirds of the school funds in proportion to the number of persons under 21 years of age in each county."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Landrigan introduced

Senate bill, No. 456, for "An act to amend an act entitled 'an act to create a department of agriculture in the State of Illinois,' approved April 17, 1871."

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on agriculture and drainage.

Mr. Daggett introduced

Senate bill, No. 457, for "An act concerning the qualification and cause of challenge of jurors in criminal cases."

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on judiciary.

Mr. Eddy, from the joint committee on enrolled bills, reports having laid before the Governor, on the 8th day of March, 1872, enrolled bill of the following title, to-wit:

Senate bill, No. 418, for "An act to amend an act entitled 'an act amendatory of an act approved March 8, 1845, in relation to fire companies,' approved February 24, 1859."

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, 419, for "An act to provide for the sale of real property escheated to and vested in the State," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered engrossed and printed for a third reading.

Senate bill No. 398, for "An act in regard to limitations,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 30
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Boyd,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,

Messrs. Edsall,
Epler,
Flagg,
Hampton,
Holcomb,
Kerr,
Langley,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Solomon,
Starne,
Strevell,
Underwood,
Washburn,
Whiting,
Williams.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

At 6:10 o'clock P. M.,

On motion of Mr. Langley,

The Senate adjourned until 10 o'clock A. M., to-morrow.

FRIDAY, MARCH 8, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Rutledge.

The journal of yesterday was being read, when,

On motion of Mr. Nicholson,

The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (39) answered to their names:

Messrs. Alexander,

Allen,

Anderson,

Bangs,

Bishop,

Bowman,

Boyd,

Carter,

Crawford,

Dora,

Early,

Eddy,

Edsall,

Messrs. Flagz,

Fuller,

Hampton,

Holcomb,

Hunter,

Jackson,

Jewett,

Landrigan,

Langley,

Little,

Marsh,

Nicholson,

Pierce,

Messrs. Reddick,

Richardson,

Senter,

Solomon,

Starne,

Strevel,

Underwood,

Van Dorston,

Vaughan,

Washburn,

Whiting,

Williams,

Woodard.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 803, for "An act concerning the election of school trustees and to legalize certain elections of such trustees,"

In the passage of which I am instructed to ask the concurrence of the Senate.

On motion of Mr. Reddick,

Leave of absence was granted Mr. Eddy, until Tuesday.

On motion of Mr. Early,

Leave of absence was granted Mr. Marsh until Tuesday.

On motion of Mr. Woodard,

Senate bill, No. 282, for "An act to provide for the restoration of record evidence of title to and interest in lands, where the records are lost, destroyed or effaced, and for the protection of owners and persons interested in such lands,"

Was taken from the table, and

Referred to the committee on judiciary.

On motion of Mr. Bangs,

House bill, No. 697, for "An act to fix the salaries of State officers; of the Judges of the Circuit Courts and Superior Court of Cook county; of the State's Attorneys; of the Judges and Prosecuting Attorneys of inferior courts in cities and towns having a population not exceeding five thousand inhabitants; of the county officers of Cook county; to regulate the fees of the Secretary of State and of the Clerks of the Supreme Court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of notaries public, commissioners, arbitrators, jurors, witnesses,

justices of the peace, constables and all town officers; to provide the mode of rendering their accounts and to fix a penalty for exacting illegal fees," was taken up for consideration.

The question being on the amendments reported from the committee on fees and salaries,

Mr. Washburn offered the following amendment to the report of the committee :

Amend section 1 of report by asserting after the word "exceed," in line 14, the words, "one hundred and."

A message from the Governor, by E. B. Harlan, Private Secretary.

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT.

SPRINGFIELD, March 7, 1872.

HON. JOHN DOUGHERTY, *President of the Senate*:

I have the honor to transmit to the Senate the memorial of H. A. Van Glahn, a citizen of this State, and also certain papers submitted to me in connection therewith.

I have no personal information of the facts of which the memorialist complains, but if the matters set forth by him are true, they afford an astonishing commentary upon the modes of administering justice in the courts of this State.

I invite the earnest attention of the Senate to the enormous aggregate of the expenses incurred by a citizen of this State in a controversy in its courts, and suggest—assuming the statements contained in the accounts submitted to be correct—that there ought to be some practical mode devised for controlling the discretion of the circuit judges in taxing the costs of masters in chancery, short-hand reporters and attorneys. Parties aggrieved should not be compelled to submit to such orders as this case professes to exhibit, without at least the right to appeal to the supreme court for redress.

JOHN M. PALMER.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am instructed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit :

Resolved, That the Senate be respectfully requested to return to the House Senate bill No. 410, for "An act to provide for the collection of revenue, and for the sale of real estate for non-payment of taxes or special assessments for State, county, municipal, or other purposes," and the House amendments.

On motion of Mr. Fuller,

The Secretary was ordered to return Senate bill No. 410 to the House, as requested by the above resolution.

On motion of Mr. Van Dorston,

Debate on the pending amendment was ordered closed.

The question being on the pending amendment (H. B. 697),

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas. 16
Nays. 19

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Carter,

Messrs. Donahue,
Early,
Flagg,

Messrs. Fuller,
Holcomb,
Jewett,

Messrs. Langley,
Richardson,
Solomon,

Messrs. Sterne,
Van Dorston,

Messrs. Washburn,
Williams.

Those voting in the negative are,

Messrs. Bangs,
Bishop,
Boyd,
Crawford,
Daggett,
Dore,
Edsall,

Messrs. Hampton,
Hunter,
Landrigan,
Nicholson,
Pierce,
Reddick,

Messrs. Senter,
Strevell,
Underwood,
Vaughan,
Whiting,
Woodard.

So the amendment was lost.

Mr. Bangs offered the following amendment to the report of the committee:

Add to line 14, of section 19½: "Except that in case in which it shall appear to the court that the fees herein are manifestly too small, the court may fix just and reasonable fees and compensation, not to exceed one hundred and fifty dollars."

On motion of Mr. Fuller,

Debate on the pending amendment was ordered closed.

And the question being on the amendment, it was lost.

Leave of absence was granted Mr. Whitney until Thursday next.

Mr. Underwood offered the following amendment; which was adopted:

Amend report of committee: Add to section 19½, line 14, "For making a deed, alone, in other cases, when required by order or decree of court, three dollars."

Mr. Richardson offered the following amendment; which was adopted:

Amend report by striking out "ten" and inserting "fifteen" in line 5 of section 19½.

Leave of absence was granted Mr. Daggett until Monday.

Mr. Jewett offered the following amendment to the report of the committee:

Amend amendment of committee by striking out all of lines 13 and 14 of section 19½ after the word "sheriffs."

Which amendment was lost.

Mr. Boyd offered the following amendment to the report of the committee:

Amend report to House bill, No. 697, as follows: Strike out of line 14, section 19½, the word "fifty," and insert "two hundred."

The question being on the adoption of the amendment,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 17
Nays..... 13

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Boyd,
Carter,

Messrs. Donahue,
Early,
Flagg,
Fuller,
Langley,
McNulta,

Messrs. Richardson,
Underwood,
Van Dorston,
Washburn,
Williams.

Those voting in the negative are,

Messrs. Crawford,
Edsall,
Hampton,
Holcomb,
Hunter,

Messrs. Landrigan,
Pierce,
Reddick,
Solomon,

Messrs. Sterne,
Strevell,
Vaughan,
Woodard.

So the amendment was adopted.

Mr. Williams offered the following amendment to the report of the committee; which was lost:

Amend paragraph 8 of report by striking out all of the paragraph after figures 86, in line 1, and insert:

"Each town or district collector shall be allowed a commission of three per cent. on the first five thousand dollars, two per cent. on the second five thousand dollars, and one per cent. on all additional sums collected by him, to be paid out of the respective funds, in proportion to the amount of tax collected for each fund."

The report of the committee, as amended, was adopted.

Mr. Flagg, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bill of the following title, to-wit:

Senate bill, No. 419, for "An act to provide for the sale of real property escheated to and vested in the State."

Mr. Flagg, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled:

House bill, No. 703, for "An act to enable villages and incorporated towns to contract for a supply of water for public use, and to levy and collect a tax to pay for water so supplied."

House bill, No. 698, for "An act authorizing agricultural societies to sell, exchange, dispose of and convey lands."

House bill, No. 248, for "An act in regard to garnishment."

House bill, No. 607, for "An act concerning the appointment and removal of city officers in all cities in this State, conferring additional powers and duties upon the mayors of such cities, and concerning appropriation bills or ordinances that may be passed in such cities."

House bill, No. 193, for "An act to amend an act entitled 'an act for the prevention of cruelty to animals,' approved March 31, 1869."

House bill, No. 27, for "An act to prevent male animals from running at large, and for their restraint."

House bill, No. 237, for "An act to provide for the removal of county seats."

Mr. Flagg, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 8th of March, 1872, laid before the Governor for his approval, viz:

House bill, No. 703, for "An act to enable villages and incorporated towns to contract for a supply of water for public use, and to levy and collect a tax to pay for water so supplied."

House bill, No. 698, for "An act authorizing agricultural societies to sell, exchange, dispose of, and convey lands."

House bill, No. 248, for "An act in regard to garnishment."

House bill, No. 607, for "An act concerning the appointment and removal of city officers in all cities in this State, conferring additional powers and duties upon the mayors of such cities, and concerning appropriation bills or ordinances that may be passed in such cities."

House bill, No. 193, for "An act to amend an act entitled 'an act for the prevention of cruelty to animals,' approved March 31, 1869."

House bill, No. 27, for "An act to prevent male animals from running at large, and for their restraint."

House bill, No. 237, for "An act to provide for the removal of county seats."

Mr. Bangs offered the following amendment to the bill; which was lost:

Amend section 1 by striking out the words "four thousand," in the 11th, 12th and 13th lines, and the words "three thousand," in the 14th and 15th lines, and insert in each of said lines respectively the words "thirty five hundred."

Mr. Washburn offered the following amendment to the amendment: Amend the amendment by striking out "thirty-five hundred" and inserting "three thousand."

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 9
Nays..... 20

Those voting in the affirmative are,

Messrs. Anderson,
Bishop,
Holcomb,

Messrs. Landrigan,
Reddick,
Richardson,

Messrs. Solomon,
Washburn,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Allen,
Bangs,
Boyd,
Carter,
Crawford,
Donahue,

Messrs. Early,
Edsall,
Flagg,
Fuller,
Hampton,
Hunter,
Langley,

Messrs. Pierce,
Starne,
Strevell,
Underwood,
Vaughan,
Woodard.

So the amendment to the amendment was lost.

Pending the consideration of the amendment offered by Mr. Bangs,
At 12:55 o'clock P. M.,

On motion of Mr. Strevell,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

On motion of Mr. Holcomb,

Leave of absence was granted Mr. Washburn until Tuesday next.

On motion of Mr. Boyd,

A call of the Senate was ordered, when

The following Senators (26) answered to their names:

Messrs. Alexander,
Allen,
Anderson,

Messrs. Bangs,
Boyd,
Carter,

Messrs. Crawford,
Donahue,
Early,

Those voting in the affirmative are,

Messrs. Anderson,
Holcomb,
Landrigan,

Messrs. Roddick,
Richardson,

Messrs. Solomon,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Allen,
Bangs,
Boyd,
Carter,
Crawford,
Donahue,

Messrs. Edsall,
Flagg,
Fuller,
Hampton,
Hunter,
Langley,

Messrs. Pierce,
Starne,
Strevell,
Underwood,
Vaughan,
Woodard.

So the amendment was lost.

Mr. Anderson moved to reconsider the vote by which the report of the committee was adopted.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 14
Nays 12

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Donahue,
Flagg,

Messrs. Hampton,
Holcomb,
Landrigan,
Langley,
Richardson,

Messrs. Starne,
Underwood,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bangs,
Boyd,
Carter,
Crawford,

Messrs. Edsall,
Fuller,
Hunter,
Pierce,

Messrs. Roddick,
Solomon,
Strevell,
Vaughan.

So the Senate refused to reconsider the vote.

Mr. Williams offered the following amendment to the report of the committee; which amendment was lost:

Amend paragraph 8 of report by striking out the words "two per cent. on all moneys collected," and insert "three per cent. on the first ten thousand dollars, and one per cent. on all additional taxes collected."

Mr. Woodard offered the following amendment; which was adopted:

Amend paragraph 8 of Senate amendments, by adding "and provided further, that all excess of commissions and fees over fifteen hundred dollars, shall be paid into the town or district treasury."

The report of the committee, as amended, was adopted.

Mr. Anderson offered the following amendment to the bill; which was adopted:

Amend section 19, line 45, by striking out "one" and inserting "two."

Mr. Edsall offered the following amendment to the bill; which was lost:

Amend section 18, by inserting immediately after line 54, the following: "For examining and approving appraisment bills 50 cents."

Mr. Hampton offered the following amendment; which was adopted:

Amend section 27, line 4, by inserting before the word "dollar," "two" in lieu of the word "one," and adding the letter "s" to the word dollar.

Mr. Flagg, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bill of the following title, to-wit:

Senate bill, No. 447, for "An act in regard to Attorneys General and State's Attorneys."

Mr. Woodard offered the following amendment; which was adopted: Amend section 37 by inserting after the word "supervisors," in the first line, the words "and the board of commissioners of Cook county."

Mr. Vaughan offered the following amendment; which was lost:

Amend House bill No. 697, section 36, by striking out lines 4, 5 and 6, down to the word "provided," and insert as follows: "The supervisor, town clerk, commissioner of highways, overseers of the poor, and Canada thistle commissioner, shall receive two dollars per day for their services when attending to the business of their office."

Mr. Flagg offered the following amendment:

Amend section 5, line 5; insert after the word "dollars" the words "one-half thereof to be paid out of the State treasury, and one-half"—

On motion of Mr. Langley,

A call of the Senate was ordered, when

The following Senators (25) answered to their names:

Messrs. Allen,
Anderson,
Bangs,
Boyd,
Carter,
Crawford,
Donahue,
Early,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Landrigan,
Langley,
Pierce,

Messrs. Reddick,
Solomon,
Starne,
Strevell,
Underwood,
Vaughan,
Williams,
Woodard.

On motion of Mr. Langley,

Further proceedings under the call were dispensed with.

On motion of Mr. Bangs,

Debate was ordered closed on the amendment.

The question being on the amendment, it was decided in the negative.

Mr. Williams offered the following amendment:

Amend section 25, line 9, by striking out "four" and inserting "five."

Pending the call of the roll on the amendment,

Mr. Boyd moved to adjourn until 8:30 o'clock A. M., to-morrow.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 3
Nays 23

Those voting in the affirmative are,

Mr. Boyd,

Mr. Donahue,

Mr. Landrigan.

Those voting in the negative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Carter,
Crawford,
Early,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Langley,
Pierce,
Reddick,

Messrs. Solomon,
Starne,
Strevell,
Underwood,
Vaughan,
Williams,
Woodard.

So the Senate refused to adjourn.

The question then being on the amendment,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 11
Nays..... .. 15

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Carter,
Early,

Messrs. Flagg,
Hampton,
Hunter,
Langley,

Messrs. Underwood,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Boyd,
Crawford,
Donahue,

Messrs. Edsall,
Fuller,
Holcomb,
Landrigan,
Pierce,

Messrs. Reddick,
Solomon,
Starne,
Strevell,
Vaughan.

So the amendment was lost, and the bill was ordered to a second reading.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to lay before the Senate a special report of the Adjutant General of the State.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 285, for "An act in relation to bridges across rivers on the borders of this State," with an amendment.

In the adoption of which amendment I am instructed to ask the concurrence of the Senate.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed bills of the following titles, to-wit:

House bill, No. 668, for "An act to repeal an act entitled 'an act to remove certain out lots therein mentioned, from within the jurisdiction of the town (now city) of Chester, in Randolph county, and to vacate parts of certain alleys therein mentioned.' "

House bill, No. 373, for "An act in relation to the Little Wabash river improvement, and to legalize certain acts of the canal commissioners therein named."

House bill, No. 698, for "An act authorizing agricultural societies to sell, exchange, dispose of and convey lands."

House bill, No. 27, for "An act to prevent male animals running at large, and for their restraint."

House bill, No. 193, for "An act to amend an act entitled 'an act for the prevention of cruelty to animals,' approved March 31, 1869."

Senate bill, No. 418, for "An act to amend an act entitled 'an act amendatory of an act approved March 3, 1845, in relation to fire companies,' approved February 24, 1859."

Senate bill, No. 455, for "An act to enable the Auditor to make a dividend of two-thirds of the school funds in proportion to the number of persons under 21 years of age, in each county,"

Was taken up, read at large a second time, and

Ordered to be engrossed and printed for a third reading.

On motion of Mr. Pierce,

House bill, No. 697, for "An act to fix the salaries of State officers; of the Judges of the Circuit Courts and Superior Court of Cook county; of the State's Attorneys; of the Judges and Prosecuting Attorneys of inferior courts in cities and towns having a population not exceeding five thousand inhabitants; of the county officers of Cook county; to regulate the fees of the Secretary of State and of the Clerks of the Supreme Court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables and all town officers; to provide the mode of rendering their accounts and to fix a penalty for exacting illegal fees,"

Was taken up, read at large a second time.

Mr. Vaughan offered the following amendment to the bill; which was adopted:

Amend House bill No. 697, by striking out the words "and commissioners of highways," in 4th line of section 36, and insert the word "and" after the word "supervisor" in the same line.

Mr. Crawford offered the following amendment; which was lost:

Amend section 19 by striking out "thirty" in 79th line, and insert "twenty;" strike out "thirty" in 82d line, and insert "twenty;" strike out "thirty" in 85th line, and insert "twenty;" strike out "twenty" in same line, and insert "twelve and a-half;" also, strike out "fifteen" in same line, and insert "seven and a-half cents."

Mr. Hampton offered the following amendment; which was lost:

Amend section 47, lines 1 and 2, by inserting "one dollar" instead of "fifty cents."

Mr. Hampton offered the following amendment; which was adopted:

Amend section 48, line 2, by striking out "fifty cents" and inserting "one dollar."

Mr. Crawford offered the following amendment; which was adopted:

Amend section 19 by striking out "thirty" in 79th line, and insert "twenty-five;" strike out "thirty" in 82d line, and insert "twenty-five," and in same line strike out "twenty" and insert "fifteen;" also, strike out "thirty" in 85th line, and insert "twenty-five;" strike out

"twenty" in same line, and insert "fifteen;" also, strike out "fifteen" in same line and insert "ten."

The bill, as amended, was then ordered to a third reading, and the amendments ordered printed.

Mr. Woodard introduced

Senate bill No. 458, for "An act to provide for the relinquishment of the dower of insane married women."

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on judiciary.

House bill, No. 447, for "An act to prevent the herding or grazing of cattle or other domestic animals, belonging to citizens of one county, upon the unclosed lands lying within the limits of another county,"

Was taken up, read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. Underwood,

Referred to the committee on agriculture and drainage.

House bill, No. 633, for "An act to amend section 13 of chapter 108 of the Revised Statutes of A. D. 1845, entitled 'Weights and Measures,'"

Was taken up, read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. Fuller,

Referred to the committee on judiciary.

House bill, No. 714, for "An act to define the ninth judicial circuit and to fix the time of holding circuit court therein,"

Was taken up, read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. Fuller,

Referred to the committee on judiciary.

House bill, No. 747, for "An act to provide for and regulate the execution of the public printing,"

Was taken up, read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. Fuller,

Referred to the committee on printing.

House bill, No. 715, for "An act to define the twenty-eighth judicial circuit, and to fix the time of holding circuit court therein,"

Was taken up, read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. Fuller,

Referred to the committee on the judiciary.

House bill, No. 803, for "An act concerning the election of school trustees and to legalize certain elections of such trustees,"

Was taken up, read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. Fuller,

Referred to the committee on education.

House bill, No. 791, for "An act to apportion the State into nineteen congressional districts and establish the same, and provide for the election of representatives therein,"

Was taken up, read at large a first time, and
Ordered to a second reading, and,

On motion of Mr. Fuller,
Referred to the committee on apportionment.

House bill, No. 483, for "An act to provide for the erection and maintenance of bridges by two or more towns,"

Was taken up, read at large a first time, and
Ordered to a third reading, and,

On motion of Mr. Fuller,
Referred to the committee on roads and highways.

House bill, No. 389, for "An act to prevent the sale of drugs or medicines designed to procure criminal abortion,"

Was taken up, read at large a first time, and
Ordered to a second reading, and,

On motion of Mr. Fuller,
Referred to a special committee of three, consisting of Senators Pierce, Harlan and Daggett.

Senate bill, No. 450, for "An act to protect the use of the telegraph,"
Was taken up, read at large a second time, and
Referred to the committee on judiciary.

Senate bill, No. 443, for "An act to amend an act entitled 'an act to provide for the ordinary and contingent expenses of the State government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly,' approved June 22, 1871,"

Was taken up, read at large a second time, and
Ordered engrossed and printed for a third reading.

Senate bill, No. 454, for "An act to authorize the sale of railroad stock belonging to counties, townships, cities and towns,"

Was taken up, read at large a second time, and
Referred to the committee on railroads and warehouses.

Senate bill, No. 432, for "An act to make an appropriation for carrying on the work on the New State House,"

Was taken up, read at large a second time, and
Ordered to be engrossed and printed for third reading.

Senate bill, No. 449, for "An act authorizing the formation of union depots and stations for railroads in this State,"

Was taken up, and read at large a second time.

Mr. Alexander offered the following amendment; which was adopted:
Add the following:

"§ 6. There shall be no discrimination against or in favor of any railroad company using or desiring to use the said union depots, but the terms, conditions and regulations adopted for the use of the same shall, so far as practicable, be uniform, and apply alike to all railroads using or desiring to use said union depots."

The bill, as amended, was

Referred to the committee on railroads and warehouses.

On motion of Mr. Early,

Senate bill, No. 100, for "An act in regard to mills and millers, and dams for mills and other machinery and navigation,"

Was taken up, and

Referred to the committee on manufactures and mining.

House bill, No. 335, for "An act to prevent the destruction of fish in the State of Illinois, and to secure the unobstructed passage of fish in all the waters of this State wherein they were once accustomed to be found,"

Was taken up, read at large a second time, and

Ordered to a third reading.

House bill, No. 433, for "An act in regard to evidence and depositions in civil cases," was taken up, and

The amendments reported from the judiciary committee were adopted.

The bill was read at large a second time, and

Ordered to a third reading.

Mr. Bangs introduced

Senate bill, No. 459, for "An act to amend section 1, of chapter 33 of the Revised Statutes of 1845, entitled 'Divorces,'"

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on domestic relations.

On motion of Mr. Fuller,

The Governor's message, received this day, relating to the case of H. A. Van Glahn, was taken up, and

Referred to a special committee of five.

The President appointed Messrs. Fuller, Strevell Edsall, Richardson and Lanning.

The Governor's message transmitting the report of the Adjutant-General, was taken up, and

Referred to the committee on military affairs.

At 6:25 o'clock P. M.,

On motion of Mr. Anderson,

The Senate adjourned until 9 o'clock to-morrow morning.

SATURDAY, MARCH 9, 1872.

Senate met, pursuant to adjournment.

The journal of yesterday was being read, when,

On motion of Mr. Hunter,

The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (17) answered to their names :

Messrs. Allen,
Anderson,
Boyd,
Donahue,
Eddy,
Flagg,

Messrs. Hampton,
Hunter,
Jackson,
Marsh,
Pierce,
Reddick,

Messrs. Senter,
Solomon,
Starne,
Washburn,
Whiting.

On motion of Mr. Allen,
Leave of absence was granted Mr. Bush until Tuesday.

On motion of Mr. Reddick,
Leave of absence was granted Mr. Carter until Tuesday.

On motion of Mr. Flagg,
Leave of absence was granted Mr. Hampton until Tuesday.

On motion of Mr. Anderson,
Leave of absence was granted Mr. Pierce until Tuesday.

On motion of Mr. Reddick,
Leave of absence was granted Mr. Strevell until Tuesday.

At 9:05 o'clock A. M.,

On motion of Mr. Hunter,
The Senate adjourned until 7 o'clock P. M., on Monday next.

MONDAY, MARCH 11, 1872.

Senate met, pursuant to adjournment.

On motion of Mr. Fuller,
The Senate took up Senate bills on third reading.
Senate bill, No. 336, for "An act in regard to guardians and wards,"
Was taken up, read at large a third time, and
Placed among the files.

Senate bill, No. 448, for "An act to allow life insurance companies to withdraw securities deposited with the State Treasurer, upon conditions named,"

Was taken up, read at large a third time, and
Placed among the files.

Senate bill, No. 446, for "An act to punish officers for charging and collecting illegal fees,"

Was taken up, read at large a third time, and
Placed among the files.

Senate bill, No. 373, for "An act to incorporate mutual fire insurance companies in townships,"

Was taken up, read at large a third time, and
Placed among the files.

Senate bill, No. 442, for "An act to provide for the payment by the county of Cook of further compensation to the judges of the circuit and superior courts, and the State's Attorney of said county, respectively,"

Was taken up, read at large a third time, and placed among the files.

Senate bill, No. 350, for "An act to provide for the election of boards of election,"

Was taken up, read at large a third time, and placed among the files.

Senate bill, No. 212, for "An act to provide for the establishment and regulate the jurisdiction of courts of record in cities,"

Was taken up, read at large a third time, and placed among the files.

Senate bill, No. 216, for "An act concerning corporations, and for the regulation of the managers, agents and officers thereof,"

Was taken up, and laid on the table.

House bill, No. 433, for "An act in regard to evidence and depositions in civil cases,"

Was taken up, read at large a third time, and placed among the files.

House bill, No. 335, for "An act to prevent the destruction of fish in the State of Illinois and to secure the unobstructed passage of fish in all the waters of this State wherein they were once accustomed to be found,"

Was taken up, read at large a third time, and placed among the files.

House bill, No. 117, for "An act to provide for the organization and government of corporations for pecuniary profit,"

Was taken up, read at large a third time, and placed among the files.

House bill, No. 153, for "An act in regard to marks and brands,"

Was taken from the table and placed among the files.

At 8 o'clock P. M.,

On motion of Mr. Edsall,

The Senate adjourned until 9 o'clock A. M., to-morrow.

TUESDAY, MARCH 12, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Shaw.

The journal of Saturday last was read and approved.

The journal of yesterday was read and approved.

On motion of Mr. Anderson,

Leave of absence was granted Mr. Bowman during the week, on account of sickness.

The roll of the Senate was then called, when

The following Senators (28) answered to their names:

Messrs. Anderson,
Bangs,
Bowman,

Messrs. Boyd,
Crawford,
Dore,

Messrs. Eddy,
Edsall,
Fuller,

Messrs. Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Langley,

Messrs. Little,
Nicholson,
Reddick,
Senter,
Solomon,
Starne,

Messrs. Strevell,
Underwood,
Washburn,
Whiting,
Williams,
Woodard.

On motion of Mr. Nicholson,
A call of the Senate was then ordered, when

The following Senators (23) answered to their names:

Messrs. Anderson,
Bangs,
Boyd,
Carter,
Crawford,
Dore,
Edsall,
Fuller,

Messrs. Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
Nicholson,
Reddick,

Messrs. Senter,
Solomon,
Starne,
Strevell,
Underwood,
Washburn,
Williams.

On motion of Mr. Edsall,

Further proceedings under the call were dispensed with.

House bill, No. 697, for "An act to fix the salaries of State officers; of the Judges of the Circuit Courts and Superior Court of Cook county; of the State's Attorneys; of the Judges and Prosecuting Attorneys of inferior courts in cities and towns having a population not exceeding five thousand inhabitants; of the county officers of Cook county; to regulate the fees of the Secretary of State and of the Clerks of the Supreme Court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables and all town officers; to provide the mode of rendering their accounts and to fix a penalty for exacting illegal fees,"

Having been printed, was read at large a third time.

Mr. Eddy moved to recommit the bill to the committee on fees and salaries; which was lost.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yea..... 32
Nays 5

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Bishop,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Dore,
Early,

Messrs. Edsall,
Fuller,
Hampton,
Harlan,
Hunter,
Jewett,
Kerr,
McNulta,
Nicholson,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starne,
Strevell,
Underwood,
Vaughan,
Voris,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Anderson,
Eddy,

Messrs. Holcomb,
Marsh,

Mr. Washburn.

Mr. Edsall then offered the following amendment to the title of the bill; which was adopted:

Strike out of the title the words "having a population not exceeding

five thousand inhabitants." Also amend title by inserting therein immediately before the words "notaries public" the following: "Masters in chancery."

Ordered that the title be as amended, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following title have been correctly enrolled:

House bill, No. 152, for "An act concerning drovers."

House bill, No. 656, for "An act making appropriations for the payment of the indebtedness of the Soldiers' Orphans' Home."

House bill, No. 341, for "An act to regulate practice in courts of chancery."

Mr. Eddy, from the joint committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bills of the following titles, to-wit:

Senate bill, No. 432, for "An act to make an appropriation for carrying on the work on the new State House."

Senate bill, No. 433, for "An act to amend an act entitled 'an act to provide for the ordinary and contingent expenses of the State government until the expiration of the first fiscal year after the adjournment of the next regular session of the General Assembly,' approved June 22, 1871."

Senate bill, No. 455, for "An act to enable the Auditor to make a dividend of two-thirds of the school funds in proportion to the number of persons under twenty-one years of age in each county."

Senate bill, No. 337, for "An act in regard to the administration of estates."

Senate bill, No. 336, for "An act in regard to guardians and wards,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: $\left\{ \begin{array}{l} \text{Yeas} \dots\dots\dots 35 \\ \text{Nays} \dots\dots\dots 1 \end{array} \right.$

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Allen,
Bangs,
Bishop,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Dore,
Early,

Messrs. Eddy,
Edsall,
Fuller,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Marsh,
McNulta,
Nicholson,
Reddick,

Messrs. Senter,
Solomon,
Starne,
Strevell,
Underwood,
Vaughan,
Voris,
Washburn,
Wilkinson,
Williams,
Woodard.

Mr. Hampton voted in the negative.

Ordered that the title be as aforesaid, and that the Secretary inform House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 350, for "An act to provide for the election of boards of election,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas..... 20
Nays..... 16

Those voting in the affirmative are,

Messrs. Bangs,	Messrs. Edsall,	Messrs. Nicholson,
Bishop,	Fuller,	Senter,
Carter,	Hunter,	Starne,
Crawford,	Jewett,	Washburn,
Daggett,	Kerr,	Wilkinson,
Dore,	Marsh,	Woodard.
Early,	McNulta,	

Those voting in the negative are,

Messrs. Alexander,	Messrs. Hampton,	Messrs. Strevell,
Allen,	Harlan,	Underwood,
Anderson,	Holcomb,	Vaughan,
Boyd,	Reddick,	Voris,
Bush,	Solomon,	Williams.
Eddy,		

Mr. Bush then entered a motion to reconsider the vote whereby the bill was lost.

Senate bill, No. 426, for "An act to punish officers for charging and collecting illegal fees," was taken up.

And the question being, "Shall this bill pass?"

On motion of Mr. Underwood,

The bill was referred to the committee on fees and salaries.

Senate bill, No. 442, for "An act to provide for the payment, by the county of Cook, of further compensation to the judges of the circuit and superior courts, and the State's attorney of said county, respectively,"

Having been read a third time and printed, was,

On motion of Mr. Jewett,

Recommitted to the committee on judiciary.

Senate bill, No. 212, for "An act to provide for the establishment and to regulate the jurisdiction of courts of record in cities,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 30
Nays 5

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Edsall,	Messrs. Senter,
Allen,	Fuller,	Solomon,
Anderson,	Hampton,	Starne,
Bangs,	Harlan,	Strevell,
Boyd,	Jewett,	Underwood,
Carter,	Kerr,	Vaughan,
Daggett,	Marsh,	Voris,
Dore,	McNulta,	Wilkinson,
Early,	Nicholson,	Williams,
Eddy,	Reddick.	Woodard.

Those voting in the negative are,

Messrs. Bush,	Messrs. Holcomb,	Mr. Washburn.
Crawford,	Richardson,	

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 12th day of March, 1872, laid before the Governor for his approval, viz :

House bill, No. 152, for "An act concerning drovers."

House bill, No. 656, for "An act making appropriations for the payment of the indebtedness of the Soldiers' Orphans' Home."

House bill, No. 341, for "An act to regulate the practice in courts of chancery."

Senate bill, No. 373, for "An act to incorporate mutual fire insurance companies in townships,"

Having been printed, and read at large a third time,

Mr. Richardson moved to refer the bill to the committee on insurance ; which was lost.

And the question being : " Shall this bill pass ? "

It was decided in the affirmative, as follows : { Yeas 34
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,

Messrs. Edsall,
Fuller,
Hampton,
Holcomb,
Jewett,
Kerr,
Marsh,
McNulta,
Nicholson,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starno,
Strevel,
Underwood,
Vaughan,
Voris,
Washburn,
Wilkinson,
Williams,
Woodard.

Mr. Early offered the following amendment to the title of the bill ; which was adopted :

Amend title by inserting after the word " incorporate," the words, " and to govern."

Ordered that the title be as amended, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 393, for " An act providing for conveying convicts to the penitentiary,"

Having been printed, was read at large a third time.

And the question being : " Shall this bill pass ? "

It was decided in the negative, as follows : { Yeas 8
Nays 26

Those voting in the affirmative are,

Messrs. Crawford,
Early,
Marsh,

Messrs. McNulta,
Strevel,
Vaughan,

Messrs. Voris,
Wilkinson.

Those voting in the negative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bowman,
Boyd,

Messrs. Bush,
Carter,
Daggett,
Dore,
Eddy,
Edsall,

Messrs. Fuller,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,

Messrs. Nicholson,
Reddick,
Solomon,

Messrs. Starnes,
Underwood,

Messrs. Washburn,
Williams,
Woodard.

Mr. Bangs, from the committee on fees and salaries, to which was referred Senate bill, No. 426, for "An act to punish officers for charging and collecting illegal fees," reported the same back and recommended it be laid on the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

The message from the Governor, this morning, by Mr. Brown, Private Secretary, and accompanying document, relating to the "feeder dam across the Calumet river," was taken up, and

Referred to the committee on canals and rivers.

House bill, No. 117, for "An act to provide for the organization and government of corporations for pecuniary profit,"

Was taken up, and having been read at large a third time, was,

On motion of Mr. Boyd,

Referred to the committee on corporations.

House bill, No. 335, for "An act to prevent the destruction of fish in the State of Illinois, and to secure the unobstructed passage of fish in all the waters of this State wherein they were once accustomed to be found,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 35
Nays..... 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Early,
Eddy,
Edsall,

Messrs. Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Marsh,
McNulta,
Nicholson,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starnes,
Strevel,
Underwood,
Vaughan,
Voria,
Washburn,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein

House bill, No. 433, for "An act in regard to evidence and depositions in civil cases,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 36
Nays..... 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,

Messrs. Bangs,
Bishop,
Boyd,

Messrs. Bush,
Carter,
Crawford,

Messrs. Daggett,
Early,
Eddy,
Edsall,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,

Messrs. Jewett,
Kerr,
Marsh,
McNulta,
Nicholson,
Reddick,
Richardson,
Senter,
Solomon,

Messrs. Starnes,
Strevell,
Underwood,
Vaughan,
Voris,
Washburn,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

Senate bill, No. 419, for "An act to provide for the sale of real property escheated to and vested in the State,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 34
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Early,
Eddy,

Messrs. Edsall,
Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Marsh,
McNulta,
Nicholson,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starnes,
Strevell,
Underwood,
Vaughan,
Voris,
Washburn,
Wilkinson,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Bush introduced

Senate bill, No. 460, for "An act to repeal 'an act to amend chapter 79 of the Revised Statutes of 1845,' in force April 16, 1869."

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on judiciary.

Mr. Boyd introduced

Senate bill, No. 461, for "An act to apportion the State into nineteen congressional districts, and establish the same, and provide for the election of representatives therein."

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on apportionment.

On motion of Mr. Underwood,

Senate bill, No. 285, for "An act in relation to bridges across rivers on the borders of this State," was taken up,

The question being upon concurring with the House of Representatives in the adoption of the following amendment to the bill:

Amend Senate bill, No. 285, by striking out the second section.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

Mr. Fuller, from the committee on railroads and warehouses, to which was referred House bill, No. 137, for "An act to protect contractors, sub-contractors and laborers in their claims against railroad companies or corporations, contractors and sub-contractors," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill placed among the files.

Mr. Fuller, from the committee on railroads and warehouses, to which was referred Senate bill, No. 205, for "An act to provide for the exercise of the right of eminent domain," reported the same back, with amendments to the House amendments, and recommended that the bill be laid on the table, and the amendments printed.

The report of the committee was concurred in, and the bill,

Ordered to lie upon the table and 250 copies of the amendments ordered printed.

Mr. Hampton, from the committee on domestic relations, to which was referred Senate bill, No. 459, for "An act to amend section 1 of chapter 33 of the Revised Statutes of 1845, entitled 'Divorces,'" reported the same back, and recommended it do not pass.

Mr. Carter moved to lay the bill on the table until the 4th of July, 1876.

On motion of Mr. Nicholson,

The previous question was ordered.

Mr. Carter's motion was then decided in the affirmative, and the bill laid on the table until the 4th of July, 1876.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred Senate bill, No. 456, for "An act to amend an act entitled 'an act to create a department of agriculture in the State of Illinois,' approved April 17, 1871," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill placed among the files.

Mr. Vaughan, from the committee on roads and highways, to which was referred House bill, No. 483, for "An act to provide for the erection and maintenance of bridges by two or more towns," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Read at large a second time, and

Ordered to a third reading.

Mr. Fuller, from the committee on judiciary, introduced Senate bill, No. 462, for "An act to allow appeals from interlocutory orders, allowing alimony or solicitors' fees in cases for divorce."

Which was read at large a first time, and

Ordered to a second reading.

The President then appointed Messrs. Fuller, Solomon and Wilkinson, as committee of conference on the part of the Senate, on House bill, No. 371.

Mr. Bishop introduced

Senate bill, No. 463, for "An act to give railroad officers and employees police powers in certain cases."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 458, for "An act to provide for the relinquishment of the dower of insane married women," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Read at large a second time, and

Ordered engrossed and printed for a third reading.

Mr. Wilkinson, from the committee on counties and township organization, to which was referred Senate bill, No. 424, for "An act providing for the establishment of boundary lines of counties," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered to lie on the table and be printed.

Mr. McNulta, from the committee on corporations, to which was referred House bill, No. 604, for "An act to enable associations of persons to raise funds, to be loaned only among their members, for building homesteads and for other purposes, to become a body corporate," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill ordered placed among the files.

Mr. McNulta, from the committee on corporations, to which was referred Senate bill, No. 207, for "An act to authorize the formation of associations for the improvement of the water power of Fox river, and other rivers and streams in this State," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Read at large a second time, and

Ordered to be engrossed and printed for a third reading.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reports having, on the 12th day of March, 1872, laid before the Governor, for his approval, a bill of the following title, to-wit:

House bill, No. 612, for "An act to authorize the transfer of the boys in the Chicago Reform School to the State Reform School at Pontiac, and to provide for defraying the expenses of such transfer, and to authorize the courts of competent jurisdiction in the city of Chicago, and in the county of Cook, to sentence boys to the State Reform School at Pontiac."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reports as having been properly enrolled a bill of the following title, to-wit:

House bill, No. 612, for "An act to authorize the transfer of the boys in the Chicago Reform School to the State Reform School at Pontiac,

and to provide for defraying the expenses of such transfer, and to authorize the courts of competent jurisdiction in the city of Chicago, and in the county of Cook, to sentence boys to the State Reform School at Pontiac."

Mr. Eddy, from the joint committee on enrolled bills, reports having laid before the Governor, on the 12th day of March, A. D. 1872, enrolled bill of the following title, viz:

Senate bill No. 285, for "An act in relation to bridges across rivers on the borders of this State."

Mr. Eddy, from the joint committee on enrolled bills, reports as having been properly enrolled, a Senate bill of the following title, to-wit:

Senate bill, No. 285, for "An act in relation to bridges across rivers on the borders of this State."

On motion of Mr. Nicholson,

Senate bill, No. 456, for "An act to amend an act entitled 'an act to create a department of agriculture in the State of Illinois,' approved April 17, 1871,"

Was taken up, read at large a second time, and

Ordered engrossed and printed for a third reading.

Mr. Edsall, from the committee on municipalities, to which was referred House bill, No. 751, for "An act to repeal an act, approved March 26, 1869, entitled 'an act to amend an act entitled 'an act to incorporate the town of Industry, in McDonough county,'" reported the same back, and recommended it be laid on the table until the 4th of July, 1873.

The report of the committee was concurred in, and the bill

Ordered to lie upon the table until the 4th of July, 1872

Senate bill, No. 337, for "An act in regard to the administration of estates,"

Was taken up, read at large a third time, and,

On motion of Mr. Edsall,

Was re-committed to the committee on judiciary.

Mr. Edsall entered a motion to reconsider the vote whereby House bill No. 751, was laid on the table until the 4th of July, 1873.

Senate bill, No. 447, for "An act in regard to attorneys general and state's attorneys,"

Having been printed, and read at large a third time,

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 28
Nays 0

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bishop,
Carter,
Crawford,
Daggett,
Dora,
Eddy,
Edsall,
Hampton,

Messrs. Hunter,
Jewett,
Marsh,
McNulta,
Nicholson,
Reddick,
Richardson,
Senter,
Solomon,

Messrs. Starne,
Strevell,
Underwood,
Vaughan,
Voris,
Washburn,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

House bill, No. 694, for "An act providing for the health and safety of persons employed in coal mines,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 33
Nays..... 1

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bishop,
Boyd,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,
Edsall,
Fuller,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Landrigan,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Solomon,
Starnes,
Strevell,
Underwood,
Vaughan,
Voria,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Senter voted in the negative.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill No. 337, for "An act in regard to the administration of estates," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered engrossed for a third reading, and the amendments printed.

Mr. Richardson moved to adjourn until 10 o'clock A. M., to-morrow.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 11
Nays..... 21

Those voting in the affirmative are,

Messrs. Allen,
Boyd,
Carter,
Harlan,

Messrs. Hunter,
Jewett,
McNulta,
Richardson,

Messrs. Solomon,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Anderson,
Bishop,
Crawford,
Daggett,
Dore,
Early,
Eddy,

Messrs. Edsall,
Fuller,
Hampton,
Holcomb,
Nicholson,
Pierce,
Reddick,

Messrs. Senter,
Starnes,
Strevell,
Underwood,
Vaughan,
Washburn,
Woodard.

So the Senate refused to adjourn.

Mr. Strevell moved the Senate adjourn.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 15
Nays..... 17

Those voting in the affirmative are,

Messrs. Anderson,
Boyd,
Crawford,
Daggett,
Hampton,

Messrs. Jewett,
Marsh,
Nicholson,
Pierce,
Reddick,

Messrs. Senter,
Solomon,
Starnes,
Strevell,
Washburn.

Those voting in the negative are,

Messrs. Allen,
Bishop,
Carter,
Dore,
Early,
Eddy,

Messrs. Edsall,
Fuller,
Harlan,
Holcomb,
Hunter,
McNulta,

Messrs. Richardson,
Underwood,
Wilkinson,
Williams,
Woodard.

So the Senate refused to adjourn.

Mr. Holcomb, from the committee on insurance, to which was referred House bill, No. 724, for "An act to provide the manner of attaching shares of stock in insurance companies, under the attachment laws of this State," reported the same back, and recommended it be referred to the committee on judiciary.

The report of the committee was concurred in, and the bill
Referred to the committee on judiciary.

Mr. Holcomb, from the committee on insurance, to which was referred Senate bill, No. 437, for "An act to amend an act entitled 'an act to incorporate and govern fire, marine and inland navigation insurance companies doing business in the State of Illinois,' approved March 11, 1869," reported the same back, and recommended it be laid on the table until the 4th of July, 1873.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table until the 4th of July, 1873.

Mr. Eddy moved that the Senate adjourn until 9:30 o'clock A. M., to-morrow.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 13
Nays..... 19

Those voting in the affirmative are,

Messrs. Boyd,
Crawford,
Daggett,
Eddy,
Edsall,

Messrs. Jewett,
Marsh,
Pierce,
Senter,

Messrs. Solomon,
Strevell,
Underwood,
Washburn.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Bishop,
Carter,
Dore,
Early,
Fuller,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
McNulta,
Nicholson,

Messrs. Reddick,
Richardson,
Starnes,
Wilkinson,
Williams,
Woodard.

So the Senate refused to adjourn.

At 6:09 o'clock P. M.,

On motion of Mr. McNulta,

The Senate adjourned until 8 o'clock A. M. to-morrow.

WEDNESDAY, MARCH 13, 1872.

Senate met, pursuant to adjournment.

On motion of Mr. McNulta,
A call of the Senate was ordered, when

The following Senators (27) answered to their names:

Messrs. Anderson,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Early,
Eddy,

Messrs. Edsall,
Fuller,
Hampton,
Holcomb,
Jackson,
Landrigan,
Little,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Senter,
Solomon,
Starne,
Strevell,
Vaughan,
Williams,
Woodard.

On motion of Mr. Edsall,
Further proceedings under the call were dispensed with.

The journal of yesterday was being read, when,

On motion of Mr. Nicholson,
The further reading of the same was dispensed with.

On motion of Mr. Fuller,
The business of the Senate was taken up where left off yesterday.

House bill, No. 604, for "An act to enable associations of persons to become a body corporate, to raise funds to be loaned only among their members,"

Was taken up, read at large a second time, and

Mr. Holcomb moved to refer the bill to the committee on banks and banking.

On motion of Mr. Nicholson,
The previous question was ordered.

The question then being upon referring the bill to the committee on banks and banking, it was decided in the affirmative.

House bill, No. 137, for "An act to protect contractors, sub-contractors and laborers, in their claims against railroad companies, or corporations, contractors and sub-contractors,"

Was taken up, and read at large a second time.

Mr. Underwood then offered the following amendment to the bill; which was adopted:

Amend section 3, line 11; strike out after "sub-contractors" down to "provided," in line 13.

Mr. Voris offered the following amendment to House bill No. 137: which was lost:

"Amend, by striking out section six."

On motion of Mr. Hampton,

The vote whereby the amendment offered by Mr. Voris was reconsidered, was lost.

Mr. Bush moved the previous question; which was lost.

The question being on the amendment offered by Mr. Voris, the amendment was lost.

Mr. Jewett offered the following amendment:

Add to section 3, as follows: "*And provided further*, That the aggregate of all liens under the provisions of this act, shall not exceed the amount actually owing or to become due by the corporation, on account of the work, labor or material for which such liens are claimed at the time the notice aforesaid shall be given."

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas.....18
Nays.....21

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Baugs,
Bishop,
Boyd,

Messrs. Bush,
Carter,
Hampton,
Harlan,
Hunter,
Jewett,

Messrs. Landrigan,
McNulta,
Reddick,
Starne,
Underwood,
Voris.

Those voting in the negative are,

Messrs. Crawford,
Early,
Eddy,
Edsall,
Fuller,
Holcomb,
Kerr,

Messrs. Langley,
Marsh,
Nicholson,
Pierce,
Richardson,
Senter,
Solomon,

Messrs. Strevell,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

So the amendment was lost.

Mr. Edsall then offered the following amendment to House bill No. 137; which was adopted:

Amend House bill No. 137, as follows: Strike out of section 3, lines 10 and 11, the words "within twenty days from the completion of such sub-contract," and insert "at any time before or within twenty days after the completion of such sub-contract or such labor."

Mr. Starne offered the following amendment; which was adopted:

Amend section 4, line 5, after the word "notice" insert the following, "and cause a copy of the same to be mailed to the President or Secretary of said company."

The bill (H. B. No. 137) was then ordered to a third reading, and the amendments ordered printed.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bills of the following titles, to-wit:

Senate bill, No. 456, for "An act to amend an act entitled 'an act to create a department of agriculture in the State of Illinois,' approved April 17, 1871."

Senate bill, No. 337, for "An act in regard to the administration of estates."

On motion of Mr. Pierce,

Senate bill, No. 455, for "An act to enable the Auditor to make a dividend of two-thirds of the school funds in proportion to the number of persons under 21 years of age in each county,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows : { Yeas 37
Nays 1

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Early,
Eddy,
Edsall,
Epler,

Messrs. Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Landrigan,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Senter,
Solomon,
Starne,
Strevell,
Underwood,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Bishop voted in the negative.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 771, for "An act to remedy the evils consequent upon the destruction of any public records by fire or otherwise."

In the passage of which I am instructed to ask the concurrence of the Senate.

House bill, No. 153, for "An act in regard to marks and brands,"

Was taken up, read at large a second time, and

Ordered to a third reading.

Mr. Kerr moved to suspend the rules in order to offer a petition.

On motion of Mr. Eddy,

The previous question was ordered.

The question then being on suspending the rules,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas 25
Nays 12

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Crawford,
Daggett,
Dore,
Early,
Eddy,
Edsall,
Hampton,

Messrs. Hunter,
Jewett,
Kerr,
Landrigan,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Senter,
Solomon,
Strevell,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Bishop,
Boyd,

Messrs. Bush,
Epler,
Harlan,
Holcomb,

Messrs. Richardson,
Starne,
Underwood,
Washburn.

So the rules were suspended.

Mr. Kerr presented a petition from prisoners in the penitentiary, asking that the temperance bill be not repealed.

Mr. Reddick moved that the petition be laid on the table, and 5,000 copies be printed.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 28
Nays 15

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Carter,
Crawford,
Daggett,
Early,
Eddy,
Edsall,

Messrs. Hampton,
Hunter,
Jewett,
Kerr,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Senter,
Solomon,
Strevell,
Vaughan,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Bishop,
Boyd,
Bush,

Messrs. Dora,
Epler,
Harlan,
Holcomb,
Landrigan,

Messrs. Richardson,
Starnes,
Voris,
Washburn,
Williams.

At 12:20 o'clock P. M.,

On motion of Mr. Kerr,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

House bill, No. 658, for "An act to provide for the election and qualification of justices of the peace and constables, and to provide for the jurisdiction and practice of justices of the peace in civil cases, and fix the duties of constables, and to repeal certain acts therein named,"

Was taken up, read at large a second time, and

The question being upon concurring with the committee on judiciary in the adoption of their amendments to the bill, the report of the committee was concurred in.

Mr. Jewett then offered the following amendment to the bill; which was adopted:

Amend House bill, No. 658 by adding to the first section thereof as follows: "*Provided*, that there shall be elected in each of the towns in which is contained the city of Chicago, or any part thereof, one constable and no more for each ten thousand inhabitants of such towns, at the same time and in the same manner provided in this section."

Mr. Edsall offered the following amendment; which was adopted:

Amend House bill, No. 658, by striking out of section 63 all after the words "before him."

Mr. Carter offered the following amendment; which was lost.

Amend by striking out all of section 30 after the word "and," and insert the following: "But all cost accruing up to the time of the application shall be paid before the same shall be granted."

Mr. Edsall offered the following amendment; which was adopted:

Amend section 66 of House bill No. 658 by inserting after the word "when," in line 1, the words "the appeal is taken by filing the appeal bond with the clerk of the appellate court and."

On motion of Mr. Washburn,

Two hundred and fifty copies of the bill (H. B. 658) and amendments were ordered printed.

House bill, No. 771, for "An act to remedy the evils consequent upon the destruction of any public records by fire or otherwise,"

Was taken up, read at large a first time, and

Ordered to a second reading, and

Referred to the committee on judiciary.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bill of the following title, to-wit:

Senate bill, No. 458, for "An act to provide for the relinquishment of the dower of insane married women."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and on the 18th day of March, 1872, laid before the Governor for his approval:

House bill, No. 335, for "An act to prevent the destruction of fish in the State of Illinois, and to secure the unobstructed passage of fish in all the waters of this State wherein they were once accustomed to be found."

House message of to-day, being Senate bill, No. 269, for "An act concerning Canada thistles," was taken up.

The question being upon concurring with the House of Representatives in the following amendment to the bill:

Amend section 1, line 9, by striking out "three dollars" and insert "two dollars."

And the yeas and nays being called,

It was decided in the affirmative, as follows: { Yeas.....35
Nays.....0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,
Edsall,

Messrs. Epler,
Fuller,
Hampton,
Harlan,
Holcomb,
Jewett,
Kerr,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Washburn,
Whiting,
Williams,
Woodard.

So the amendment was concurred in.

House message on Senate bill, No. 338, for "An act to [provide for the restoration of court records, which have been lost or destroyed," was taken up, and,

On motion of Mr. Jewett,

Referred to the committee on judiciary.

Mr. Nicholson, from the committee on agriculture and drainage, to which was referred House bill, No. 108, for "An act for the protection of game and fish," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill Ordered to a third reading, and the amendments printed.

A message from the House of Representatives, by Mr. Hay :

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit :

Senate bill, No. 410, for "An act to provide for the collection of revenue, and for the sale of real estate for non-payment of taxes or special assessments for State, county, municipal or other purposes," with amendments thereto."

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

On motion of Mr. Epler,

The House message relating to Senate bill, No. 410, was taken up, and the following House amendments read at large :

Section 2, line 2, strike out "March" and insert "April."

To section 3 add the following: "*Provided*, that if the county board or board of supervisors shall not be in session, such bond may be approved by the judge of the county court and the chairman of the county board or board of supervisors."

Amend section 1 by inserting after the word "state," in line 2, the words, "under township organization, and the sheriff in counties not under township organization."

Amend section 2 by striking out the words "county treasurer," and inserting in lieu thereof the word "sheriff."

Strike out in lines 9 and 10, of section 2, of printed bill, the words, "during the year eighteen hundred and seventy-two."

Strike out section 4 and insert:

"§ 4. In counties not under township organization, town, city and other collectors of taxes or special assessments, shall make return thereof to the sheriff of the proper county, at the time and in the manner now prescribed by law for the return of delinquent taxes and special assessments; and such sheriff shall make application for judgment for delinquent taxes at the July term of the county court (after having given due notice of such application): *Provided*, that if, from any cause, return shall not be made to said sheriff in time to enable him to apply for judgment at said July term of said court, advertisement and application for judgment may be made at any subsequent regular term of said court. Said sheriffs shall be held subject to all the provisions of the revenue laws of this State now in force, for fail-

ure or neglect of duty in regard to the advertisement, application for judgment and sale of the property on which such taxes are charged."

Strike out section 5 and insert :

"§ 5. Sheriffs of counties not under township organization, and county treasurers of counties under township organization, shall, respectively, make settlement with and pay over to the proper officers the moneys received by them under the provisions of this act, at the time and in the manner now provided by law in their respective counties."

Strike out section 6 and insert :

"§ 6. Collectors having the collectors' rolls and warrants for the collection of taxes or special assessments, or both, for municipal or other purposes, shall, at such time as may be determined by the legislative authority of any incorporated city, town or village having the right to direct the time and manner of the return herein provided for, return to the sheriff or county treasurer, as the case may require, a list of the real estate on which taxes or special assessments levied or assessed by such municipal or other authority shall have become delinquent, at such time as may be designated by said legislative authority of such city, or incorporated town or village; and it shall be the duty of the sheriff or county treasurer to advertise, apply for judgment, and, when judgment is obtained, sell or offer for sale, such delinquent real estate, at the time and in the manner now provided by law, and applicable to the county in which such real estate is situated; and redemptions from tax sales shall be made in the manner now or which may hereafter be provided by law."

Strike out section 7 and insert :

"§ 7. The provisions of this act in relation to advertising, applying for judgment and making sales for delinquent taxes or special assessments shall apply to all cases in which application shall have been made for judgment and order of sale prior to the passage of this act."

Insert following new section, next after section 7 :

"§ 7½. The amount of any tax or assessment due on any real estate, and remaining unpaid for any prior year or years, shall be added to the taxes of the current year, and the amount thereof shall be reported to said sheriff or county treasurer, with the amount of the taxes or assessments for the current year, and he shall advertise and sell such delinquent property as in other cases. Said additions and sales shall continue from year to year until such taxes or assessments shall have been paid by sale or otherwise."

Amend section 8 by inserting after the words "county treasurer," in the first line, the words, "and sheriffs."

Amend section 9, line 2, by adding after the word "treasurer," the words, "or sheriff." Also, in line 9, after the word "treasurer," insert the words, "or sheriff." In line 17, strike out the word "first," and insert "second" in lieu thereof. In line 28, after the word "treasurer," insert the words, "or sheriff."

In section 10, line 1, after the word "treasurers," insert the words "or sheriff."

In line 6 strike out the words "make settlement of and."

On motion of Mr. Dore,

The bill and amendments were referred to committee on judiciary.

Mr. Early, from the committee on insurance, to which was referred Senate bill, No. 408, for "An act to authorize the State Treasurer to surrender securities heretofore deposited by life insurance companies," reported the same back, by substitute, and recommended its adoption and passage.

The report of the committee was concurred in, and the bill read at large a second time, and

Ordered engrossed and printed for a third reading.

Mr. Solomon, from the committee on agriculture and drainage, to which was referred House bill, No. 447, for "An act to prevent the herding or grazing of cattle or other domestic animals belonging to citizens of one county upon the unclosed lands lying within the limits of another county," reported the same back, and recommended it be referred to the committee on judiciary.

The report of the committee was concurred in, and the bill

Referred to the committee on judiciary.

On motion of Mr. Strevell,

His resolution relating to the revision of statutes was referred to the committee on judiciary.

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 436, for "An act making appropriations for expenses of the 27th General Assembly, and to provide for the ordinary and contingent expenses of the government not already appropriated," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to be engrossed and printed for a third reading.

Mr. Crawford, from the committee on finance, to which was referred House bill, No. 558, for "An act providing for the publication and distribution of the fifth volume of the report of the State Geologist, and to fix the amount of his salary until the publication of the sixth and final volume of said report," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to a third reading, and the amendments printed.

Mr. Crawford, from the committee on finance, to which was referred the following message of the Governor, reported the same back, and recommended it go on file :

STATE HOUSE COMMISSIONERS' OFFICE,
SPRINGFIELD, ILL., Jan. 24, 1872.

TO HIS EXCELLENCY JOHN M. PALMER,
Governor of Illinois :

SIR: We submit the accompanying draft of a bill for "An act making an additional appropriation for the New State House," and if it

meets your approval, would respectfully ask that you lay the same before this General Assembly, together with this communication, and with such recommendations as you may deem proper.

The whole sum expended on the New State House, up to January 1, 1872, amounts to \$1,238,155 33, leaving in the Treasury to the credit of the State House, \$461,844 67.

The second, or principal story is nearly completed, ready for the iron beams for the floor above, which will probably be put in place by the first of March next; and if the necessary means are furnished, we hope to be able to put the building under roof by the first of April, 1873, and to have the offices for the several departments of state ready for occupancy by September 1, 1874, and the halls for the two houses and supreme court rooms, by January 1, 1875.

In order to do this it will require an additional appropriation by this General Assembly of \$350,000.

We have now on the ground nearly all the brick and lumber required to complete the building.

The cut stone is furnished from the Penitentiary, and they have now on hand, and are cutting the stone for the upper story.

The stone and brick masonry, granite work, metallic ceilings, and wrought iron work for the floors, roof and dome, are all under contract, and at prices much below the estimates prepared by Messrs. Bauer, Carter and Deakman, architects and master builders, under the direction of the 25th General Assembly.

We have prepared estimates of the cost of the different classes of work to be done, to put the building under roof, which we submit in round numbers, as follows:

Stone and stone cutting.....	\$280,000
Granite work	65,000
Wrought iron.....	185,000
Cast iron	20,000
Metallic ceilings and concrete.....	40,000
Stone and brick masonry	135,000
Roofing and guttering.....	45,000
Sky lights.....	30,000
Incidentals.....	20,000

Amounting to.....	\$820,000
Deducting the unexpended balance.....	461,000

Leaves to be provided for	\$359,000
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The estimate of the quantity of wrought iron required, and the cost of roofing and guttering, are based on former estimates, and we have no doubt the actual cost will fall below the above figures, and reduce the amount to the sum asked for, viz., \$350,000.

In making the contracts, the fulfillment of which is necessarily extended through several years, we found it necessary, in order to protect the State against exorbitant prices, to stipulate that no work should be ordered, under the contract, until an appropriation was made sufficient to pay for the same. This necessitates the appropriation being made, in some cases, somewhat in advance of the time when it will be wanted for use.

The frame work of the roof will not be needed until about January 1, 1873, but it will require some months for its construction, and to

receive it at that time, it must be ordered in advance, which cannot be done unless this appropriation is made. The same is also true of that portion of the work not under contract.

If no provision is made for the roof until after the meeting of the next General Assembly, and then made, even with the emergency clause added, the best part of the year 1873 will be required for the construction, and putting up the roof, and the year be virtually lost, and the occupation of the building delayed another year.

We might here add, that unless the appropriation is now made, the safety of the building may necessitate the suspension of the work before the expenditure of all the means at our disposal. It is not deemed safe to put up those long, high walls, which surround the two halls, with their heavy, overhanging cornice, until the roof is prepared to put on, to keep them in position.

We have no interest in this matter, only that common to every citizen of the State. We believe a vigorous prosecution of the work the most economical, but would not urge *this*, to the detriment of any other great interest. At the same time, we feel it our duty, owing to the urgent necessity for the early completion of the building, to present the case, leaving it in the hands of the General Assembly.

This appropriation, if made, will not affect the amount of taxes to be collected in 1872.

The question that now present itself is: Shall we have the building ready for occupancy by all the departments of the State by January 1, 1875, or shall we defer that consummation?

We address this alternative to the good judgment of this General Assembly, and will cheerfully submit to their decision.

Respectfully submitted.

JACOB BUNN,
JOHN T. STUART,
JAMES H. BEVERIDGE,
Commissioners.

The report of the committee was concurred in.

Mr. Fuller, from the committee on railroads and warehouses, to which was referred House bill, No. 768, for "An act to provide for the appointment of a successor in trust to the trustees named in an act entitled 'an act to incorporate the Illinois Central Railroad Company,' approved February 10, 1851, and their successors in trust, and to define his duties," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered on file for a second reading.

Mr. Hampton called up his motion to reconsider the vote whereby House bill, No. 751, for "An act to repeal an act approved March 26, 1869, entitled 'an act to amend an act entitled an act to incorporate the town of Industry, in McDonough county,'" was laid on the table till July 4, 1873.

The motion was adopted, and the vote laying it on the table reconsidered.

The question then recurring on laying the bill on the table, it was lost, and the bill was ordered on file for a second reading.

On motion of Mr. Dore,

The rules were suspended, and the following resolution was adopted :

WHEREAS, the completion of the deep cut in the Illinois and Michigan Canal obviates the necessity of continuing the dam which has heretofore made the Calumet river a feeder to said canal ; and whereas, said dam has for years caused an overflow of large tracts of lands in the counties of Lake and Porter, in the State of Indiana ; and whereas, the Governor of Indiana has sent a commission to this General Assembly requesting the removal of said dam ; and whereas, justice and good amity to our neighboring State of Indiana, to which the State of Illinois feels under deep obligations for its courtesy and kindness in permitting the construction and continuance of said dam ; therefore

Resolved by the Senate, the House of Representatives concurring herein, That the canal commissioners are hereby instructed to cause the removal of said dam without unnecessary delay.

A message from the House of Representatives, by Mr. Hay.

Mr. President : I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of bills of the following titles, to-wit :

Senate bill, No. 99, for "An act concerning conveyances," with amendments thereto.

Senate bill, No. 355, for "An act relating to deposits to be made by foreign insurance companies," with amendments thereto.

Senate bill, No. 411, for "An act to fix the times of holding courts in the first judicial circuit," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

Senate bill, No. 337, for "An act concerning the administration of estates," was taken up.

Pending the reading of the same at large a third time,

At 6:10 o'clock P. M.,

On motion of Mr. Richardson,

The Senate adjourned until 10 o'clock to-morrow morning.

THURSDAY, MARCH 14, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Shaw,

A message from the House of Representatives, by Mr. Hay.

Mr. President : I am instructed to inform the Senate that the House of Representatives has concurred with them in the adoption of the following resolution, to-wit :

WHEREAS, the completion of the deep cut in the Illinois and Michigan Canal obviates the necessity of continuing the dam which has heretofore made the Calumet river a feeder to said canal ; and whereas, said dam has for years caused an overflow of large tracts of land in the counties of Lake and Porter, in the State of Indiana ; and whereas, the Governor of Indiana has sent a commission to this General Assembly requesting the removal of said dam ; and whereas, justice and good amity to our neighboring State of Indiana, to which the State of Illinois feels under obligations for its courtesy and kindness in permitting the construction and continuance of said dam ; therefore,

Resolved by the Senate, the House of Representatives concurring herein, That the canal commissioners are hereby instructed to cause the removal of said dam without unnecessary delay.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of bills of the following titles, to-wit:

Senate bill, No. 144, for "An act in regard to wills," with amendments.

Senate bill, No. 146, for "An act in regard to the practice in actions of ejectment," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 388, for "An act to secure uniform and reliable statistics concerning the dependent and criminal classes, and their treatment in State and county institutions."

The journal of yesterday was being read, when,

On motion of Mr. Anderson,

The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (42) answered to their names:

Messrs. Alexander,

Allen,

Anderson,

Bangs,

Bishop,

Bowman,

Boyd,

Bush,

Carter,

Crawford,

Daggett,

Dore,

Early,

Edsall,

Messrs. Fuller,

Hampton,

Harlan,

Holcomb,

Jackson,

Jewett,

Kerr,

Landrigan,

Langley,

Little,

Marsh,

Nicholson,

Pierce,

Reddick,

Messrs. Richardson,

Senter,

Solomon,

Starne,

Strevel,

Underwood,

Van Dorston,

Vaughan,

Voris,

Washburn,

Whiting,

Wilkinson,

Williams,

Woodard.

Mr. Kerr introduced

Senate bill, No. 464, for "An act to provide for the collection of revenue and for sale of real estate for non-payment of taxes or special assessments for State county, municipal purposes."

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on judiciary.

On motion of Mr. Richardson,

The rules were suspended, and

Mr. Richardson introduced

Senate bill, No. 465, for "An act to provide a mode of representation in the board of supervisors."

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on counties and township organization.

Mr. Pierce then obtained leave to record his vote on the passage of House bill No. 694, and voted in the affirmative.

Mr. Landrigan obtained leave to record his vote on the passage of House bill No. 694, and voted in the affirmative.

Senate bill, No. 337, for "An act in regard to the administration of estates,"

Was then taken up, and the reading of the same at large a third time resumed.

Senate bill, No. 337, for "An act in regard to the administration of estates,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 34
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Boyd,
Bush,
Carter,
Crawford,
Early,
Edsall,
Fuller,

Messrs. Hampton,
Harlan,
Holcomb,
Kerr,
Landrigan,
Marsh,
Nicholson,
Pierce,
Reddick,
Senter,
Solomon,

Messrs. Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voria,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. Bishop,

Senate bill, No. 463, for "An act to give railroad officers and employees police powers in certain cases,"

Was taken up, read at large a second time, and

Ordered to be engrossed and printed for third reading.

Senate bill, No. 432, for "An act to make an appropriation for carrying on the work on the New State House,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 26
Nays..... 8

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Bishop,
Boyd,
Bush,
Dore,
Early,
Eddy,

Messrs. Hampton,
Holcomb,
Jewett,
Marsh,
Nicholson,
Reddick,
Richardson,
Solomon,
Starne,

Messrs. Underwood,
Van Dorston,
Vaughan,
Voria,
Washburn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Crawford,
Edsall,
Harlan,

Messrs. Kerr,
Landrigan,
Pierce,

Messrs. Strevell,
Williams.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

The President then presented a petition relating to House bill No. 596 ; which was referred to the committee on the judiciary.

Senate bill, No. 99, for "An act concerning conveyances," was taken up.

The question being upon concurring with the House in the adoption of the following amendments adopted by the House of Representatives :

Amend section 8 by inserting after the word "sell," in the 3d line, the word "respectively."

Amend section 10 by inserting after "names," in the 4th line, the words "all interest in," and also, by adding to the section, "but shall not extend to after-acquired title, unless words are added expressing such intention."

Add to section 12: "In all cases and proceedings where such sheriff's deed shall be brought in question, and it shall appear that the record of the judgment, order or decree upon which the same is founded, or other evidence of proceedings in the case anterior to the issuing or execution of such deed, or anterior to the record of the order or decree, have been destroyed by fire, the deed itself, if otherwise regular upon its face, shall be *prima facie* evidence that the law has, in all things preceding the execution of such deed, been fully complied with, and provided this section shall not apply to deeds for land sold for taxes or assessments."

Amend section 13 by striking out in the 1st line the words "to one."

Amend section 15 by striking out all after "assignee" in the seventh line.

Amend section 20 by striking out in the seventh line, the words "mayor of a city." Also, by inserting after "clerk" in line 7, the words "or recorder of deeds." Also, by inserting after "that" in the 29th line, the word "if."

Amend section 24 by striking out "who" in 3d line, and inserting "by whom."

Amend section 28 by striking out all after the word "purposes" in line 4.

Amend section 34 by adding after the word "heretofore" in the 1st line, the word "been."

Amend section 35 by striking out, in the 9th and 10th lines, the words "proof further," and inserting "further proof."

Amend by adding the following section :

"§ 39. The following acts and parts of acts are hereby repealed: Chapter 24 of the Revised Statutes of 1845, entitled 'Conveyances,' except sections 8, 9, 10, 12, 31, 32 and 33; an act entitled "An act to amend the 24th chapter of the Revised Laws, entitled 'Conveyances,'" approved February 22, 1847; an act entitled "An act to amend the 24th chapter of the Revised Statutes, entitled 'Conveyances,'" approved February 15, 1851; an act entitled "An act to amend the 24th chapter of the Revised Statutes, entitled 'Conveyances,'" approved February 11, 1853; an act entitled "An act to amend chapter 24 of the Revised Statutes, entitled 'Conveyances,'" approved March 27, 1869; an act entitled "An act in relation to 'Conveyances,'" approved February 14, 1857; an act entitled "An act to amend chapter 24 of

the Revised Code of 1845, entitled 'Conveyances,'" approved February 21, 1861; an act entitled "An act to amend the 24th chapter of the Revised Laws, entitled 'Conveyances,'" approved February 8, 1849, and all other acts and parts of acts inconsistent with the provisions of this act; but the repeal of said acts and parts of acts shall not affect any suits that may be pending or any rights that have accrued when this act shall take effect."

And the yeas and nays being called,

It was decided in the affirmative, as follows : { Yeas.....34
Nays..... 0

Those voting in the negative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Boyd,
Bush,
Crawford,
Early,
Edsall,
Fuller,
Hampton,

Messrs. Harlan,
Holcomb,
Jewett,
Landrigan,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,

Messrs. Senter,
Solomon,
Starne,
Strevell,
Underwood,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

So the Senate concurred with the House in the adoption of their amendments.

Senate bill, No. 443, for "An act to amend an act entitled 'an act to provide for the ordinary and contingent expenses of the State government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly,' approved June 22, 1871,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows : { Yeas.....26
Nays.....10

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Boyd,
Carter,
Crawford,
Daggett,
Dore,
Early,

Messrs. Eddy,
Edsall,
Fuller,
Hampton,
Hunter,
Jewett,
Langley,
Marsh,
Nicholson,

Messrs. Pierce,
Reddick,
Senter,
Starne,
Strevell,
Underwood,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Anderson,
Bush,
Harlan,
Holcomb,

Messrs. Kerr,
Landrigan,
Solomon,

Messrs. Voris,
Washburn,
Williams.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 144, for "An act in regard to wills,"

Was taken up.

The question being upon concurring with the House of Representatives in the adoption of the following amendments to the bill:

Amend Senate bill, No. 144, for "An act in regard to wills," by adding the following section:

"§ —. The following acts and parts of acts are hereby repealed: Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 15, 16, 17 and 18, of chapter 109 of the Revised Statutes of 1845, entitled 'Wills.'"

"An act entitled 'An act respecting the probate of wills,' approved February 25, 1845; an act entitled "An act to amend the 109th chapter of the Revised Statutes, entitled 'Wills,'" approved February 14, 1855, and all other acts inconsistent with the provisions of this act: *Provided*, that nothing contained in this section shall be so construed as to affect any suits that may be pending, or any wills that may be existing, or any rights that may have accrued, when this act shall take effect."

And the yeas and nays being called,

It was decided in the affirmative, as follows: { Yeas 37
Nays 0

Those voting in the affirmative are,

**Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Early,
Eddy,
Edsall.**

**Messrs. Hampton,
Harlan,
Holcomb,
Jewett,
Kerr,
Landrigan,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick.**

**Messrs. Richardson,
Senter,
Solomon,
Starna,
Strevell,
Underwood,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.**

So the Senate concurred with the House in their amendments.

*** Mr. McNulta, from the committee on corporations, to which was referred House bill, No. 117, for "An act to provide for the organization and government of corporations for pecuniary profit," reported the same back, and reported that the mistake in printing amendments had been corrected.**

The report of the committee was concurred in, and,

On motion of Mr. Nicholson,

The words "or more," in section 22, line 1, were stricken out.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bill of the following title, to-wit :

Senate bill, No. 408, for "An act to authorize the State Treasurer to surrender securities heretofore deposited by life insurance companies."

House bill No. 117, for "An act to provide for the organization and government of corporations for pecuniary profit,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....26
Nays.....7

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Boyd,
Cartet,
Daggett,
Dore,
Eddy,
Epler,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
Marsh,
McNulta,

Messrs. Nicholson,
Richardson,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Anderson,
Bush,
Crawford,

Messrs. Edsall,
Pierce,

Messrs. Washburn,
Whiting.

Mr. McNulta offered the following amendment to the title of the bill; which was adopted:

Amend the bill by striking out all after the words "An act," and insert in lieu thereof, "concerning corporations and for the regulation of the managers, agents and officers thereof."

Ordered that the title be as amended, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Daggett, from the special committee, to which was referred House bill, No. 389, for "An act to prevent the sale of drugs or medicines designed to procure criminal abortion," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill placed on file.

Senate bill, No. 146, for "An act in regard to the practice in actions of ejectment,"

Was taken up.

The question being upon concurring with the House of Representatives in the adoption of the following amendments to the bill:

Amend section 6 in line 1, by striking out "occupation."

In section 12, line 5, strike out "a less" and insert "such part."

In section 22, line 3, after the word "suit" insert "or that the plaintiff demanded the possession of the premises."

In line 4, after "therein" insert "or that demand of possession was made."

Add to the end of the section "verified by affidavit."

In section 37, strike out in line 3, the word "chapter" and insert "act."

In section 42 in line 2, strike out "etc.," and insert "of the State of Illinois;" and in line 3, strike "etc." and insert "of county."

Add the following section:

"§ 62. The following acts and parts of acts are hereby repealed: Chapter 36 of the Revised Statutes of 1845, entitled 'Ejectments;'" an act entitled "An act to amend chapter 36 of the Revised Statutes, entitled 'Ejectments,'" approved February 10, 1849; an act entitled

"An act to amend chapter 36 of the Revised Statutes of 1845, entitled 'Ejectments,'" approved February 15, 1855; an act entitled "An act to amend chapter 36 of the Revised Statutes of 1845, entitled 'Ejectments,'" approved March 26, 1869; section 5, of chapter 60, of the Revised Statutes of 1845, entitled "Landlord and Tenant," and all other acts and parts of acts inconsistent with the provisions of this act. But the repeal of said acts and parts of acts shall not affect any suits that may be pending, or any rights that may have accrued at the time this act shall take effect."

And the yeas and nays being called,

It was decided in the affirmative, as follows: { Yeas.....30
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Eddy,
Edsall,

Messrs. Epler,
Fuller,
Hampton,
Harlan,
Holcomb,
Jewett,
Kerr,
Langley,
Marsh,
McNulta,

Messrs. Pierce,
Richardson,
Solomon,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Whiting,
Woodard.

So the Senate concurred in the adoption of the amendment.

At 12:40 o'clock P. M.,

On motion of Mr. Marsh,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

Senate bills on third reading were taken up.

Senate bill, No. 456, for "An act to amend an act entitled 'an act to create a department of agriculture in the State of Illinois,' approved April 17, 1871,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....30
Nays 00

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Bishop,
Carter,
Crawford,
Dore,
Early,
Eddy,
Fuller,
Holcomb,

Messrs. Hunter,
Jewett,
Kerr,
Landrigan,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Senter,
Solomon,
Starna,
Underwood,
Vaughan,
Voris,
Washburn,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. Marsh,

Senate bill, No. 383, for "An act to provide for the appointment of a soldiers' orphans' agent, and for the disposition, distribution and maintenance of the children of the Soldiers' Orphans' Home, located at Normal," was taken up.

The question being upon the adoption of the amendment offered by Mr. McNulta.

Mr. Marsh then offered the following amendments to the amendment offered by Mr. McNulta; which were adopted:

Amend the amendment to Senate bill, No. 383, by striking out section 1 thereof, and inserting the following:

"§ 1. It shall be the duty of the trustees of the Soldiers' Orphans' Home to proceed forthwith to find homes for so many of the children who are entitled, by law, to admission into said institution, and of those children now therein, whose interests would be, in their judgment, better subserved by being removed therefrom, as the funds herein appropriated shall afford said trustees the means for so doing, in manner following: Each child having a parent living shall be sent to or provided a home with such parent, unless it shall appear to said trustees that the condition and circumstances of the parent are such that it will not be for the best interests of the child to be left or placed with such parent; in which case, and also in case of children whose parents are dead, a home shall be sought with the kindred of the child; and for any such children as cannot be properly and favorably placed with the parent or other near kindred, homes shall be provided with whom and wherever such can be best and most suitably obtained. Children may also be given out by adoption, or if over twelve years of age, by indenture: *Provided*, if a child thus sought out has a parent living, the consent of the same shall be first obtained, unless such parent is, in the opinion of said trustees, unfit to have the custody of said child, or has not legal capacity to consent; in either of which cases, a written agreement or indenture, in due form, guarding its interests, shall be exacted of the party receiving the child, but no stipulation for the payment of money by the State for the maintenance of children put out by adoption or indenture shall be entered into or be lawful."

Amend section 2 of amendment to Senate bill No. 383, by striking out the word "six" in line 7, of printed copy, and inserting in its place the word "five."

Amend section 3 of amendment by inserting after the word "maintenance," in line 5, and also after the same word in line 11, the words, in each place, "or agreement for adoption or indenture," and also, by adding to said section 3 as follows: "And should he decide that such child ought to be removed, the trustees shall annul the contract for maintenance or agreement for adoption or indenture, as the case may be, and provide again for such child."

Amend section 5 of amendment to Senate bill, No. 383, by adding thereto as follows:

"They shall report their proceedings under this act quarterly to

the Governor, in order that he may be advised if said trustees are carrying out the provisions of this act in their true intent and meaning, and in case it shall appear to him that they have failed so to do, or are negligent or refractory, he shall remove them from office and appoint others in their stead."

Amend section 7 of amendment to Senate bill No. 383, by striking out the word "thirty," in line 1, of printed copy, and inserting in place thereof the word "twelve." Also, by striking out the word "five" in line 5 and inserting in place thereof the word "two."

Amend section 7 of amendment to Senate bill No. 383, by adding thereto the following :

"The sum herein appropriated shall be regarded as specially set apart for the purposes of this act, and shall in no case be used nor paid out by the treasurer of the Soldiers' Orphans' Home otherwise than as herein indicated; but if, from the effects of this act there shall be more money needed to carry out its provisions, he may draw from the amount appropriated for the current expenses of said institution, and use the same in this direction, as far as the trustees thereof may deem expedient."

The amendment as amended was then adopted, and the bill

Ordered engrossed and printed for a third reading.

Mr. Senter, from the committee on the revenue, to which was referred Senate bill, No. 438, for "An act providing for the necessary revenue for State purposes," reported the same back with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Placed on file.

Senate bill, No. 411, for "An act to fix the times of holding courts in the first judicial circuit," was taken up.

The question being on concurring with the House of Representatives in the adoption of the following amendments to the bill :

Strike out the word "first," in 10th line, and insert the word "second." Also, in 11th line, strike out "second" and insert "fourth." In 13th line, strike out "fourth" and insert the word "second;" and in same line, strike out the word "April" and insert the word "May." In line 24 strike out the word "first" and insert the word "second." And in line 26 strike out the word "third" and insert the word "fourth."

And the yeas and nays being called,

The amendments were concurred in by the following vote: Yeas, 30; nays, 0.

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
†—83

Messrs. Dora,
Early,
Eddy,
Edsall,
Epler,
Fuller,
Hampton,
Harlan,
Holcomb,
Jewett,

Messrs. Kerr,
Landrigan,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Senter,

Messrs. Solomon,
Starnes,
Strevell,

Messrs. Underwood,
Voris,
Washburn,

Messrs. Wilkinson,
Williams,
Woodard.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with the request of the Senate asking a conference on the Senate amendments to House bill No. 371 that they have filled the blank in the Senate resolution with "three," and have appointed on said committee on the part of the House of Representatives: Messrs. Jones of Marshall, Moffit, and Casey of Shelby.

Mr. Jewett, from the committee on judiciary, to which was referred Senate bill, No. 338, for "An act to provide for the restoration of court records which have been lost or destroyed," reported the same back, and recommended that the amendments of the House be adopted.

The report of the committee was concurred in by the following vote—yeas, 38; nays, 0:

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Blshop,
Bush,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,
Edsall,

Messrs. Epler,
Fuller,
Hampton,
Harlan,
Holcomb,
Jewett,
Kerr,
Landrigan,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Starnes,
Strevell,
Underwood,
Voris,
Washburn,
Wilkinson,
Williams,
Woodard.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed:

Senate bill, No. 436, for "An act making appropriations for expenses of the 27th General Assembly, and to provide for the ordinary and contingent expenses of the government not already appropriated."

Senate bill, No. 463, for "An act to give railroad officers and employees police powers in certain cases."

Senate bill, No. 355, for "An act relating to deposits to be made by foreign insurance companies," was taken up.

The question being on concurring with the House of Representatives in the adoption of the following amendments to the bill:

Amend section 1, line 2, strike out the word "foreign," and insert "fire or fire and marine."

In line 3, insert after the word "company," "organized under the laws of any foreign government."

In line 6, insert after word "amount," "for the protection of policyholders in the United States."

Insert additional section as follows:

"§ 2. All fire, or fire and marine insurance companies organized under the laws of any foreign country, establishing, or having heretofore established an agency or agencies in this State, shall be and are

hereby allowed to make the deposit required by the laws of this State, in such bonds, stocks, or other securities of such foreign country: *Provided*, the same shall not be received for more than their par value; nor shall they in any case be valued at more than their current market value."

Change number of section 2 to 3.

The Senate concurred by the following vote: { Yeas.....37
Nays..... 1

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,

Messrs. Epiter,
Edsall,
Fuller,
Hampton,
Harlan,
Holcomb,
Jewett,
Kerr,
Landrigan,
Langlay,
Marsh,
McNulta,

Messrs. Nicholson,
Pierce,
Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Washburn,
Wilkinson,
Woodard.

Mr. Williams voted in the negative.

Mr. Jewett, from the committee on judiciary, to which was referred House bill, No. 771, for "An act to remedy the evils consequent upon the destruction of any public record by fire or otherwise," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered placed among the files.

Mr. McNulta, from the committee on judiciary, to which was referred Senate bill, No. 306, for "An act for the appointment of short-hand reporters in courts of record, and to regulate the taking of testimony," reported the same back, with amendments, and recommended their adoption.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. McNulta, from the committee on judiciary, to which was referred House bill, No. 715, for "An act to define the twenty-eighth judicial circuit, and to fix the time of holding circuit court therein," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill read at large a second time, and

Ordered to a third reading.

Mr. McNulta, from the committee on judiciary, to which was referred House bill, No. 714, for "An act to define the ninth judicial circuit and to fix the time of holding circuit court therein," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill read at large a second time, and

Ordered to a third reading.

Mr. Pierce, from the committee on railroads and warehouses, to which was referred House bill, No. 304, for "An act to provide for

changing the names, for changing the places of business, for increasing or decreasing the capital stock, for increasing or decreasing the number of directors, and for the consolidation of incorporated companies," reported the same back, with amendmendts, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Read at large a second time, and

Ordered to a third reading and amendments printed.

House bill, No. 483, for "An act to provide for the erection and maintenance of bridges by two or more towns,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 34
Nays 1

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,
Edsall,

Messrs. Fuller,
Hampton,
Harlan,
Holcomb,
Jewett,
Kerr,
Landrigan,
Langley,
Marsh,
McNulta,
Pierce,

Messrs. Reddick,
Senter,
Starne,
Underwood,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Bush voted in the negative.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

Mr. Whiting, from the committee on manufactures and mining, to which was referred Senate bill, No. 100, for "An act in regard to mills and millers, and dams for mills and other machinery and navigation," reported the same back, with the following House amendments, and recommended their adoption.

Amend section 1 by inserting "or persons" after the word "person," in the 2d, 3d and 9th lines. Also, by inserting the words "increased in hight," after the word "erected," in the 14th line. Also, by adding the following: "*Provided*, that no dam shall be erected or increased in hight until at least sixty days' notice of the intention of the parties (so desiring to erect or increase in hight any such dam) to apply for a jury to assess damages, shall have been given in at least one newspaper published nearest the proposed dam, and personal notice to all persons interested, if their places of residence is known."

Amend by striking out all of section 4.

Amend section 6 by striking out the word "three," in 5th line, and inserting the word "five" in lieu thereof.

Strike out all of section 7.

Strike out all of section 8, after the word "part," in the 7th line.

Amend the 13th section by inserting the words "by overflowing the same," in the 13th line, after the word "owners." Also, by adding the following: "*Provided*, that no damage shall be allowed to any

person or persons, when such dam shall have been erected or increased in hight prior to the passage of this act, and for which no claim shall have been made prior to such passage. And when damages are once assessed under the provisions of this act, no further damages or compensation shall be allowed."

And the yeas and nays being called,

The Senate concurred in the adoption of the amendments by the following vote: Yeas, 37; nays, 0.

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,

Messrs. Eddy,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Senter,
Solomon,
Starnes,
Strevel,
Underwood,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Woodard.

Mr. Fuller, from the committee on railroads and warehouses, to which was referred Senate bill, No. 449, for "An act authorizing the formation of union depots and stations for railroads in this State," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill Ordered engrossed and printed for a third reading.

Mr. Fuller, from the committee on railroads and warehouses, to which was referred Senate bill, No. 444, for "An act to amend an act entitled 'an act to regulate public warehouses and the inspection of grain, and to give effect to article XIII. of the constitution of this State,' approved April 25, 1871," reported the same back, and recommended it be laid on the table.

The report of the committee was concurred in, and the bill Ordered to lie on the table.

Mr. Fuller, from the committee of conference, then made the following report:

The committee of conference, to whom was referred the differences between the two houses on House bill No. 371, having had the same under consideration, unanimously recommend that the House recede from the action which the House has adopted in declining to concur with the Senate in the amendment of the Senate to said bill.

J. H. JONES,
JOHN CASEY,
W. T. MOFFITT,
On part of House.

A. C. FULLER,
LEWIS SOLOMON,
W. S. WILKINSON,
On part of Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 290, for "An act to provide means to pay the expense of renting and furnishing suitable accommodations for the Illinois Charitable Eye and Ear Infirmary."

A message from the House of Representatives, by Mr. Hay:

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of bills of the following titles, to-wit:

Senate bill, No. 165, for "An act in regard to contracts under seal and relating to sales of real estate and the enforcement thereof," with amendments thereto.

Senate bill, No. 255, for "An act to define the seventeenth, twentieth and twenty-seventh judicial circuits, and to fix the times of holding courts therein," with amendments thereto.

Senate bill, No. 263, for "An act to prevent the members of official boards, having control of public works, from becoming interested in the construction thereof," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

The motion entered by Mr. Pierce to reconsider the vote whereby Senate bill No. 342 was lost, was taken up and reconsidered.

And the question being, "Shall this bill pass?"

On motion of Mr. Dore,

The previous question was ordered.

Senate bill, No. 342, for "An act to provide for the examination and appointment of licensed surveyors,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 30
Nays 9

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Eddy,

Messrs. Fuller,
Hampton,
Hunter,
Jewett,
Kerr,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Senter,
Starno,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Bishop,

Messrs. Harlan,
Holcomb,
Landrigan,

Messrs. Richardson,
Voris,
Williams.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled :

Senate bill, No. 269, for "An act concerning Canada thistles."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and on the 14th day of March, 1872, laid before the Governor for his approval, viz :

Senate bill, No. 269, for "An act concerning Canada thistles."

Mr. Bush, from the committee on judiciary, to which was referred Senate bill, No. 460, for "An act to repeal 'an act to amend chapter seventy-nine of the Revised Statutes of 1845,' in force April 16, 1869," reported the same back, and recommended it be referred to the committee on fees and salaries.

The report of the committee was concurred in, and the bill

Referred to the committee on fees and salaries.

Mr. Alexander, from the committee on banks and banking, to which was referred House bill, No. 59, for "An act to repeal an act entitled 'an act to amend an act to incorporate the St. Clair Savings and Insurance Company,' approved March 29, 1869," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill read at large a second time, and

Referred to the committee on judiciary.

Mr. Underwood, from the select committee, to which was referred House bill, No. 732, for "An act authorizing the formation of corporations, societies and associations for purposes other than for pecuniary profit," reported the same back, with amendments, and recommended that the bill be laid on the table, and the amendments be printed.

The report of the committee was concurred in, and the bill

Ordered to lie upon the table and the amendments printed.

On motion of Mr. Bishop;

Senate bill, No. 484, for "An act to amend the city charter of cities in counties having, by the last federal census, a population of 21,449," was taken up, and

Ordered to be engrossed and printed for a third reading.

Mr. Harlan then offered the following resolution :

Resolved by the Senate, the House of Representatives concurring herein, That this General Assembly adjourn sine die on Friday, March 29, 1872, at 12 o'clock M.

The rules were suspended.

Mr. Eddy moved to strike out "March 29," and insert "April 4."

Mr. Kerr then offered the following amendment to the resolution :

"Provided we shall have accomplished all necessary legislation by that time."

By common consent Mr. Eddy introduced the following resolution :

Resolved by the Senate, the House of Representatives concurring herein, That when the respective houses adjourn on Friday, March 29th, they stand adjourned until Thursday, April 4, and that after such adjournment no new business will be received or acted upon by either body.

On motion of Mr. Strevell,

The consideration of the resolution of Mr. Harlan, and the amendment thereto offered by Mr. Kerr, and the resolution offered by Mr. Eddy, were postponed until 11 o'clock A. M., to-morrow.

Mr. Woodard introduced

Senate bill, No. 466, for "An act to amend section seven of chapter fifty-five of the Revised Statutes of 1845, entitled 'Jails and Jailors.'"

Which was read at large a first time, and

Ordered to a second reading.

On motion of Mr. Alexander,

House bill, No. 12, for "An act to authorize the establishment of and to govern savings banks,"

Was taken up and placed among the files.

On motion of Mr. Anderson,

House bill, No. 768, for "An act to provide for the appointment of a successor in trust to the trustees named in an act entitled 'an act to incorporate the Illinois Central Railroad Company,' approved February 19, 1851, and their successors in trust, and to define his duties."

Was taken up, read at large a second time, and

Ordered to a third reading.

On motion of Mr. Underwood,

Senate bill, No. 165, for "An act in regard to contracts under seal, and relating to sales of real estate and the enforcement thereof," was taken up.

The question being upon concurring with the House in the following amendments to the bill:

Amend section 2, by striking out of lines four, five and six, the words "county court of the county in which the executor or administrator of such deceased person, or conservator of such lunatic or insane person was appointed," and insert in lieu "any court having chancery jurisdiction in the county where the land or some part thereof may be."

Amend by adding the following new section:

§ 9. That section 56, of chapter 83, entitled "Practice," and sections 31, 32, 33, 34, 35 and 36, of chapter 24, of the Revised Statutes of 1845, entitled "Conveyances," are hereby repealed; but the repeal of said sections shall not be construed to affect any suit pending, or to impair any right existing at the time this act takes effect.

And the yeas and nays being called,

The Senate concurred by the following vote: { Yeas.....34
Nays..... 1

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bush,
Carter,
Crawford,

Messrs. Daggett,
Donahue,
Early,
Eddy,
Hampton,
Harlan,
Holcomb,
Jewett,

Messrs. Kerr,
Landrigan,
Langley,
Marsh,
McNulta,
Nicholson,
Pierce,
Reddick.

Messrs. Richardson,
Senter,
Solomon,
Starno,

Messrs. Strevell,
Underwood,
Washburn,

Messrs. Whiting,
Wilkinson,
Williams.

Mr. Fuller voted in the negative.

At 6 o'clock P. M.,

On motion of Mr. Washburn,

The Senate adjourned until 9 o'clock A. M. to-morrow.

FRIDAY, MARCH 15, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Shaw.

The journal of yesterday was being read, when,

On motion of Mr. Fuller,

The further reading of the same was dispensed with.

On motion of Mr. Boyd,

Leave of absence, until Monday evening next, was granted Mr. Langley.

The roll of the Senate was then called, when

The following Senators (39) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bowman,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,

Messrs. Eddy,
Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Kerr,
Landrigan,
Langley,
Little,
McNulta,

Messrs. Nicholson,
Pierce,
Reddick,
Richardson,
Senter,
Starno,
Strevell,
Underwood,
Voris,
Washburn,
Wilkinson,
Williams,
Woodard.

Mr. Fuller, from the committee on apportionment, to which was referred Senate bill, No. 363, for "An act to apportion the State into congressional districts," reported the same back and recommended it be laid on the table.

The report of the committee was concurred in, and the bill

Ordered to lie on the table.

Mr. Fuller, from the committee on apportionment, to which was referred Senate bill, No. 461, for "An act to apportion the State into nineteen congressional districts and establish the same, and provide for the election of representatives therein," reported the same back and recommended it be laid on the table.

The report of the committee was concurred in, and the bill

Ordered to lie on the table.

Mr. Fuller, from the committee on apportionment, to which was referred House bill, No. 791, for "An act to apportion the State into nineteen congressional districts and establish the same, and provide for the election of representatives therein," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill Was read at large a second time.

Mr. Washburn moved to lay the bill on the table and print.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas.....15
Nays.....16

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Boyd,
Bush,
Hampton,

Messrs. Harlan,
Holcomb,
Landrigan,
Richardson,
Solomon,

Messrs. Starne,
Vaughan,
Washburn,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Carter,
Crawford,
Daggett,
Dore,

Messrs. Flagg,
Fuller,
Hunter,
Nicholson,
Pierce,

Messrs. Senter,
Strevell,
Underwood,
Voris,
Wilkinson.

So the motion to lay on table and print was lost.

Mr. Bangs then entered a motion to reconsider the vote whereby the motion to lay the bill (H. B. No. 791) on the table and print, was lost,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 18
Nays..... 19

Those voting in the affirmative are,

Messrs. Allen,
Bangs,
Boyd,
Carter,
Dore,
Harlan,

Messrs. Holcomb,
Hunter,
Kerr,
Landrigan,
Reddick,
Richardson,

Messrs. Solomon,
Starne,
Vaughan,
Washburn,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Anderson,
Bishop,
Bush,
Crawford,
Daggett,
Early,

Messrs. Eddy,
Flagg,
Fuller,
Hampton,
Nicholson,
Pierce,

Messrs. Senter,
Strevell,
Voris,
Whiting,
Wilkinson,
Mr. President

So the vote to reconsider was lost.

The question then being upon ordering the bill (H. B. 791) to a third reading,

Mr. Holcomb then offered the following amendment to the bill:

Amend House bill, No. 791, by striking out Hardin county from the 19th district, and adding it to the 18th district.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 14
Nays..... 22

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Boyd,
Harlan,
Holcomb,

Messrs. Kerr,
Landrigan,
Reddick,
Richardson,
Solomon,

Messrs. Starnes,
Washburn,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Bishop,
Bush,
Carter,
Crawford,
Daggett,
Early,

Messrs. Eddy,
Flagg,
Fuller,
Hampton,
Hunter,
Nicholson,
Senter,

Messrs. Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Whiting,
Wilkinson.

So the amendment was lost.

The bill (H B. No. 791) was then ordered to a third reading.

Mr. Strevell moved to make the bill a special order for Wednesday, 11 o'clock A. M., March 20, 1872; which was decided in the affirmative.

Leave of absence was then granted Mr. Pierce until Tuesday morning next, on account of sickness in his family.

Mr. Eddy, from the committee on judiciary, to which was referred House bill, No. 447, for "An act to prevent the herding or grazing of cattle or other domestic animals, belonging to citizens of one county, upon the uninclosed lands lying within the limits of another county," reported the same back without recommendation.

The bill was read at large a second time, and
Ordered to a third reading.

Mr. Flagg, from the committee on education, to which was referred House bill, No. 803, for "An act concerning the election of school trustees, and to legalize certain elections of such trustees," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill placed among the files for a second reading.

Mr. Bishop, from the committee on judiciary, to which was referred House bill, No. 93, for "An act to amend chapter 30, Revised Statutes, entitled 'Criminal Jurisprudence,'" reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill
Read at large a second time, and
Ordered to a third reading.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of the following resolution, to-wit:

Resolved by the Senate, the House of Representatives concurring herein, That the Governor be, and is hereby authorized and instructed to sell the bonds issued by the city of Carbondale, for the use of the Southern Illinois Normal University, now

in his possession, in accordance with the provisions of "An act to appoint commissioners to construct the Southern Illinois Insane Asylum, and the Southern Illinois Normal University, and to make an appropriation therefor," approved April 18th, 1871, at the minimum rate of thirty-three and one-third ($33\frac{1}{3}$) cents for the dollar, not including the interest due thereon at time of such sale, which shall then be paid over in full; and the amount so realized, including the interest aforesaid, shall be transferred to the commissioners of said institution, located at Carbondale, and by them used in the construction of the same,

By a substitute; in the adoption of which substitute I am instructed to ask the concurrence of the Senate.

SUBSTITUTE.

Resolved by the Senate, the House of Representatives concurring herein, That the Governor be and he is hereby instructed to sell to the city of Carbondale, the bonds of said city now in his possession, issued by the said city for the use and benefit of the Illinois Normal University at Carbondale, in accordance with the provisions of "An act to appoint commissioners to construct the Southern Illinois Insane Asylum and the Southern Illinois Normal University, and to make appropriations therefor," approved April 18th, 1871, for no less than thirty thousand dollars, in full of said bonds and the interest that may have accrued thereon—which amount, when so paid, shall be transferred to the commissioners of the said Southern Illinois Normal University, located at Carbondale, to be used by them in the construction and completion of the same: *I provided,* that the said sum of thirty thousand dollars be paid on or before the 1st day of July, 1872.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolutions, to-wit:

Resolved by the House of Representatives, the Senate concurring herein, That all boards of trustees of charitable institutions of this State, and all other persons having custody of buildings or personal property belonging to the State, be and they are hereby instructed not to insure the property of the State against loss by fire.

Resolved, That the Secretary of State be instructed to forward a copy of this resolution to all parties concerned.

In the adoption of which I am instructed to ask the concurrence of the Senate.

At 11 o'clock A. M., the President announced the special order being consideration of the resolution introduced by Mr. Harlan, and the amendments thereto, relating to the adjournment of this General Assembly, *sine die*.

The special order was taken up.

Mr. Donohue moved to postpone the special order until 10 o'clock A. M., Wednesday, March 20, 1872.

On motion of Mr. Voris,
The main question was ordered.

The question then being upon postponing the consideration of the resolution, and making it the special order for Wednesday, March 20, 1872, at 10 A. M.,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 19
Nays..... 20

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Daggett,
Donahue,
Eddy,
Flagg,

Messrs. Hampton.
Holcomb,
Hunter,
Kerr,
Landrigan,
McNulta,

Messrs. Pierce,
Richardson,
Senter,
Underwood,
Vaughan,
Washburn.

Those voting in the negative are,

Messrs. Anderson,
Bishop,
Boyd,
Bush,
Carter,
Crawford,
Dore,

Messrs. Early,
Fuller,
Harlan,
Nicholson,
Reddick,
Solomon,
Strevell,

Messrs. Voris,
Whiting,
Wilkinson,
Williams,
Woodard,
Mr. President.

So the motion was lost.

The question then being upon the adoption of the amendment to the resolution offered by Mr. Eddy,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 7
Nays..... 33

Those voting in the affirmative are,

Messrs. Alexander,
Donahue,
Eddy,

Messrs. Flagg,
Landrigan,

Messrs. McNulta,
Senter.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Bangs,
Bishop,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Dore,
Early,

Messrs. Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Kerr,
Nicholson,
Pierce,
Reddick,
Richardson,
Solomon,

Messrs. Starnes,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

So the amendment was lost.

The question then being upon the adoption of the resolution offered by Mr. Harlan,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 16
Nays 24

Those voting in the affirmative are,

Messrs. Anderson,
Boyd,
Dore,
Early,
Fuller,
Harlan,

Messrs. Nicholson,
Reddick,
Richardson,
Solomon,
Strevell,

Messrs. Underwood,
Van Dorston,
Voris,
Washburn,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Allen,
Bangs,

Messrs. Bishop,
Bush,
Carter,

Messrs. Crawford,
Daggett,
Donahue,

Messrs. Eddy,
Flagg,
Hampton,
Holcomb,
Hunter,

Messrs. Kerr,
Landrigan,
McNulta,
Pierce,
Senter,

Messrs. Starnes,
Vaughan,
Whiting,
Wilkinson,
Williams.

So the resolution was not adopted.

The question then being upon the resolution offered by Mr. Eddy yesterday,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....22
Nays.....18

Those voting in the affirmative are,

Messrs. Allen,
Bangs,
Bishop,
Bush,
Carter,
Crawford,
Daggett,
Early,

Messrs. Eddy,
Fuller,
Hampton,
Harlan,
Hunter,
Kerr,
Landrigan,

Messrs. Pierce,
Richardson,
Senter,
Underwood,
Voris,
Whiting,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Anderson,
Boyd,
Donahue,
Dore,
Epler,

Messrs. Flagg,
Holcomb,
McNulta,
Nicholson,
Solomon,
Starnes,

Messrs. Strevell,
Van Doresten,
Vaughan,
Washburn,
Wilkinson,
Woodard.

So the resolution was adopted.

Mr. Strevell entered a motion to reconsider the vote whereby House bill No. 93 was ordered to a third reading.

Mr. Crawford then entered a motion to reconsider the vote whereby Mr. Eddy's resolution was adopted.

On motion of Mr. Holcomb,

The House message of this day relating to Carbondale bonds, etc., was taken up and concurred in.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bill of the following title, to-wit:

Senate bill, No. 425, for "An act to enable counties to establish county industrial schools."

The motion entered by Mr. Crawford to reconsider the vote whereby Mr. Eddy's resolution relating to adjournment, was adopted, was taken up and the vote reconsidered.

On motion of Mr. Richardson,

The resolution was laid on the table.

Mr. Bush introduced

Senate bill, No. 467, for "An act to promote good order and preserve the peace upon fair grounds during the holding of fairs by agricultural and horticultural societies."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Woodard introduced

Senate bill, No. 468, for "An act to provide for the completion of the revision of the statutes."

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on judiciary.

At 12:15 o'clock P. M.,

On motion of Mr. Boyd,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

A message from the House of Representatives, by Mr. Hay:

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of bills of the following titles, to-wit:

Senate bill, No. 360, for "An act giving county boards control of county convicts, and to provide workhouses for, and the employment of such convicts," with amendments thereto.

Senate bill, No. 403, for "An act to provide for the copying of old or damaged public record books," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 391, for "An act to allow convicts in the penitentiary a credit in diminution of their sentence, and for being restored to citizenship, upon certain conditions."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 15th day of March, 1872, laid before the Governor, for his approval, viz:

Senate bill, No. 100, for "An act in regard to mills and millers, and dams for mills, and other machinery, and navigation."

Senate bill, No. 144, for "An act in regard to wills."

Senate bill, No. 146, for "An act in regard to practice in actions of ejectments."

Senate bill, No. 388, for "An act to secure uniform and reliable statistics concerning the dependent and criminal classes, and their treatment in State and county institutions."

Senate bill, No. 411, for "An act to fix the times of holding courts in the first judicial circuit."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled:

Senate bill, No. 100, for "An act in regard to mills and millers, and dams for mills, and other machinery and navigation."

Senate bill, No. 144, for "An act in regard to wills."

Senate bill, No. 146, for "An act in regard to the practice in actions of ejectments."

Senate bill, No. 388, for "An act to secure uniform and reliable statistics concerning the dependent and criminal classes, and their treatment in State and county institutions."

Senate bill, No. 411, for "An act to fix the times of holding courts in the first judicial circuit."

On motion of Mr. Hunter,

The rules were suspended and the following resolution was adopted:

Resolved, That when the Senate adjourns to-day, it stands adjourned until Monday evening at 7 o'clock.

The rules were further suspended, and Mr. Hunter offered the following preamble and resolutions; which were adopted:

WHEREAS this Senate has heard with deep sensibility and regret the announcement of the death of the Hon. Wallace A. Little, a member from the Twenty-second (22d) District; and whereas it is fitting and proper that we, his friends and co-laborers, should, in some suitable manner, testify our respect to his memory; therefore,

Resolved, That in the death of Hon. Wallace A. Little, this Senate has lost one of its most useful members; the State, a wise and judicious legislator; his constituents, an honest and faithful representative; the world, a christian gentleman; society, one of its brightest ornaments; his church, a faithful and devoted member; justice and humanity, a fearless advocate.

Resolved, That our warmest sympathies, though they may not abate the anguish of his stricken family, yet they are tendered as the spontaneous offering of hearts filled with deep sorrow at this irreparable loss.

Resolved, That the President of the Senate be directed to forward to the family of the deceased a copy of the foregoing preamble and resolutions, duly attested by the Secretary; and as a further mark of respect to the memory of the deceased, Senators and officers will wear the usual badge of mourning for thirty days, and that the Senate do now adjourn.

Resolved, That the Secretary of the Senate transmit a copy of these resolutions and preamble to the House of Representatives.

Pursuant to the foregoing resolutions,

The Senate, at 3:35 P. M., adjourned until Monday at 7 o'clock P. M.

MONDAY, MARCH 18, 1872.

Senate met, pursuant to adjournment.

The roll of the Senate was then called, when

The following Senators (9) answered to their names;

Messrs. Early,
Jackson,
Kerr,

Messrs. Landrigan,
Nicholson,
Pierce,

Messrs. Senter,
Starnes,
Strevell.

At 7:04 o'clock P. M.,

On motion of Mr. Nicholson,
The Senate adjourned.

TUESDAY, MARCH 19, 1872.

Senate met, pursuant to adjournment.

The journal of Friday was read by the Secretary and approved by the Senate.

The journal of yesterday was read and approved.

On motion of Mr. Senter,

Leave of absence was granted Mr. Crawford until Wednesday.

On motion of Mr. Senter,

Leave of absence was granted Mr. Fuller until Thursday.

On motion of Mr. Flagg,

Leave of absence was granted Mr. Underwood for the rest of the week.

On motion of Mr. Landrigan,

Leave of absence was granted Mr. Bowman until Saturday, and Mr. Anderson until Wednesday evening.

Leave of absence was granted Mr. Boyd indefinitely.

On motion of Mr. Eddy,

Leave of absence was granted Mr. Marsh until Thursday.

The roll of the Senate was then called, when

The following Senators (30) answered to their names:

Messrs. Anderson,
Bowman,
Boyd,
Crawford,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,

Messrs. Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Marsh,
Nicholson,
Pierce,

Messrs. Senter,
Solomon,
Starna,
Strevell,
Underwood,
Voris,
Washburn,
Whiting,
Wilkinson,
Woodard.

Mr. Eddy, from the joint committee on enrolled bills, reports as having been properly enrolled, Senate bills of the following titles, to-wit: Senate bill, No. 165, for "An act in regard to contracts under seal, and relating to sales of real estate and the enforcement thereof."

Senate bill, No. 290, for "An act to provide means to pay the expense of renting and furnishing suitable accommodations for the Illinois Charitable Eye and Ear Infirmary."

Senate bill, No. 338, for "An act to provide for the restoration of court records which have been lost or destroyed."

Senate bill, No. 355, for "An act relating to deposits to be made by foreign insurance companies."

Senate bill, No. 391, for "An act to allow convicts in the Penitentiary a credit in diminution of their sentence, and for being restored to citizenship upon certain conditions."

Mr. Eddy, from the joint committee on enrolled bills, reports having laid before the Governor, on the 19th day of March, 1872, enrolled bills of the following titles, to-wit:

Senate bill, No. 165, for "An act in regard to contracts under seal and relating to sales of real estate and the enforcement thereof."

Senate bill, No. 290, for "An act to provide means to pay the expense of renting and furnishing suitable accommodations for the Illinois Charitable Eye and Ear Infirmary."

Senate bill, No. 338, for "An act to provide for the restoration of court records which have been lost or destroyed."

Senate bill, No. 355, for "An act relating to deposits to be made by foreign insurance companies."

Senate bill, No. 391, for "An act to allow convicts in the Penitentiary a credit in diminution of their sentence, and for being restored to citizenship upon certain conditions."

Mr. Eddy, from the committee on enrolled and engrossed bills, reports as having been properly engrossed Senate bills of the following titles, to-wit:

Senate bill, No. 333, for "An act to provide for the appointment of a soldiers' orphans' agent, and for the disposition, distribution and maintenance of the children of the Soldiers' Orphans' Home, located at Normal."

Senate bill, No. 434, for "An act to amend the city charter of cities in counties having, by the last federal census, a population of 21,442."

Senate bill, No. 449, for "An act authorizing the formation of union depots and stations for railroads, in this State."

On motion of Mr. Pierce,

Senate and House bills on second reading were taken up.

Senate bill, No. 466, for "An act to amend section seven, of chapter fifty-five, of the Revised Statutes of 1845, entitled 'Jails and Jailers,'"

Was taken up, read at large a second time, and

Ordered engrossed and printed for a third reading.

Senate bill, No. 438, for "An act providing for the necessary revenue for State purposes,"

Was taken up, read at large a second time, and

Ordered to be engrossed and printed for a third reading.

Senate bill, No. 467, for "An act to promote good order, and preserve the peace upon fair grounds during the holding of fairs by agricultural and horticultural societies,"

Was taken up, read at large a second time, and

Ordered engrossed and printed for a third reading.

Senate bill, No. 306, for "An act for the appointment of short-hand reporters in courts of record, and to regulate the taking of testimony,"

Was taken up, read at large a second time, and

On motion of Mr. Woodard,

Referred to the committee on judiciary.

Senate bill, No. 462, for "An act to allow appeals from interlocutory orders, allowing alimony or solicitors' fees in cases for divorce,"

Was taken up, read at large a second time, and,

On motion of Mr. Jewett,

Laid on the table.

House bill, No. 803, for "An act concerning the election of school trustees, and to legalize certain elections of such trustees,"

Was taken up, read at large a second time, and
Ordered to a third reading.

House bill, No. 12, for "An act to authorize the establishment of and to govern saving banks,"

Was taken up, read at large a second time, and

The amendments reported by the committee on banks and banking, were adopted, and,

On motion of Mr. Dore,

The bill and amendments were laid on the table.

House bill, No. 771, for "An act to remedy the evils consequent upon the destruction of any public records by fire or otherwise,"

Was taken up, read at large a second time, and
Ordered to a third reading.

House bill, No. 389, for "An act to prevent the sale of drugs or medicines designed to procure criminal abortion,"

Was taken up, read at large a second time, and
Ordered to a third reading.

House bill, No. 751, for "An act to repeal an act, approved March 26, 1869, entitled 'an act to amend an act entitled an act to incorporate the town of Industry, in McDonough county,'"

Was taken up, read at large a second time, and,

On motion of Mr. Bush,

Referred to the committee on judiciary.

On motion of Mr. Hunter,

The amendments to House bill, No. 732, for "An act authorizing the formation of corporations, societies and associations for purposes other than for pecuniary profit," reported from the special committee, was taken up for consideration, and read at large a second time.

Mr. Richardson offered the following amendment to the report of the committee :

Amend section 17 of amendments, by inserting after the word "meeting," in the third line thereof, "or other religious purpose."

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 7
Nays..... 20

Those voting in the affirmative are,

Messrs. Carter,
Edsall,
Epler,

Messrs. Landrigan,
McNulta,

Messrs. Richardson,
Williams.

Those voting in the negative are,

Messrs. Bush,
Daggett,
Dore,
Eddy,
Flagg,
Hampton,
Holcomb,

Messrs. Hunter,
Jewett,
Nicholson,
Pierce,
Senter,
Solomon,
Starne,

Messrs. Strevell,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Woodard.

So the amendment was lost.

Mr. McNulta offered the following amendment; which was adopted: Insert after the words "real estate," in line 2, section 17, the words "beyond the limits of any incorporated city, town or village."

Mr. Carter offered the following amendment; which was adopted: Amend section 17, line 2, by inserting after the word "acres," the words "and not exceeding ten thousand dollars in value."

Mr. Richardson offered the following amendment:

Amend report by striking out section 17 of amendment, as amended.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas.....14
Nays 16

Those voting in the affirmative are,

Messrs. Bishop,
Bush,
Epler,
Flagg,
Harlan,

Messrs. Holcomb,
McNulta,
Nicholson,
Richardson,
Solomon,

Messrs. Starne,
Washburn,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Boyd,
Carter,
Daggett,
Dore,
Early,
Eddy,

Messrs. Edsall,
Hampton,
Hunter,
Jewett,
Landrigan,

Messrs. Pierce,
Senter,
Strevell,
Vaughan,
Whiting.

So the amendment was lost.

Mr. Carter offered the following amendments to the report of the committee; which were adopted:

Amend section 16, line 4, by striking out the words "vested in," and insert the words "invested with."

Mr. Starne offered the following amendment to the report of the committee; which was adopted:

Amend section 17, line 2, after the word "acres," insert "said real estate shall not be exempt from taxation."

Mr. McNulta offered the following amendment:

Amend section 17, of report, by inserting after the words "camp meetings," "Sunday school pic-nics, promenades, or any other religious purposes."

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 11
Nays..... 18

Those voting in the affirmative are,

Messrs. Bush,
Edsall,
Epler,
Harlan,

Messrs. McNulta,
Richardson,
Starne,
Vaughan,

Messrs. Voris,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Carter,
Daggett,
Early,
Eddy,
Flagg,
Hampton,

Messrs. Holcomb,
Hunter,
Jewett,
Landrigan,
Nicholson,
Pierce,

Messrs. Senter,
Solomon,
Strevell,
Washburn,
Whiting,
Williams.

So the amendment was lost.

On motion of Mr. Edsall,

The vote whereby the following amendment of Mr. Richardson was lost, was reconsidered :

Amend report by striking out section 17 of amendment as amended.

Mr. Epler offered the following amendment to section 17 of the report :

Strike out the word "camp," in third line of section 17, and insert the words "out door religious."

The amendment was adopted.

The amendment offered by Mr. Richardson, was then lost.

Mr. McNulta offered the following amendment to the report of the committee :

Amend amendment by striking out the word "two" in line 3, section 7, and insert in lieu thereof the word "one."

Pending the consideration of the amendment,

The Senate, at 12:40 o'clock P. M.,

On motion of Mr. Kerr,

Adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

On motion of Mr. Pierce,

A call of the Senate was ordered, when

The following Senators (26) answered to their names :

Messrs. Bishop,
Carter,
Daggett,
Early,
Edsall,
Epler,
Flagg,
Hampton,
Harlan,

Messrs. Holcomb,
Hunter,
Jewett,
Kerr,
Landrigan,
Nicholson,
Pierce,
Richardson,
Senter,

Messrs. Solomon,
Starne,
Strevell,
Vaughan,
Voris,
Washburn,
Wilkinson,
Williams.

On motion of Mr. Carter,

Further proceedings under the call were dispensed with.

The consideration of Mr. McNulta's amendment was resumed.

On motion of Mr. Harlan,

Debate was ordered closed on the amendment.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 15
Nays 16

Those voting in the affirmative are,

Messrs Carter,
Dore,
Eddy,
Edsall,
Epler,

Messrs. Harlan,
Holcomb,
Kerr,
Landrigan,
McNulta,

Messrs. Richardson,
Solomon,
Starne,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Boyd,
Daggett,
Early,
Flagg,
Hampton,
Hunter,

Messrs. Jewett,
Nicholson,
Pierce,
Senter,
Strevell,

Messrs. Vaughan,
Washburn,
Whiting,
Wilkinson,
Mr. President.

So the amendment was lost.

Mr. Flagg offered the following amendment; which was adopted:
Amend amendment, section 4, line 3, by inserting after "quantity"
"including that already held by such corporation."

Mr. Eddy offered the following amendment:

Amend section 20, by striking out the following words: "An act to provide for the holding of Roman Catholic churches, cemeteries, colleges, and other property, approved March 8, 1869."

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 14
Nays 15

Those voting in the affirmative are,

Messrs. Carter,
Daggett,
Eddy,
Flagg,
Harlan,

Messrs. Landrigan,
McNulta,
Nicholson,
Richardson,
Solomon,

Messrs. Starnes,
Vaughan,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Boyd,
Dora,
Early,
Hampton,
Holcomb,

Messrs. Hunter,
Jewett,
Kerr,
Pierce,
Senter,

Messrs. Strevell,
Washburn,
Whiting,
Wilkinson.
Mr. President.

So the amendment was lost.

Mr. Daggett offered the following amendment; which was adopted:
Amend Senate amendment to House bill No. 732, by adding to section 14, the following: "Provided, That no property so derived or purchased, except such as shall be exclusively used for church or burial purposes, shall be exempt from taxation."

Mr. McNulta offered the following amendment:

Amend the report of committee, by striking out "section 20."

On motion of Mr. Hampton,

The previous question was ordered.

The question recurring on the amendment,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas 2
Nays 26

Messrs. McNulta and Williams voted in the affirmative.

Those voting in the negative are,

Messrs. Boyd,
Carter,
Daggett,
Dora,
Early,
Eddy,
Edsall,
Flagg,
Hampton,

Messrs. Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Landrigan,
Nicholson,
Pierce,
Senter,

Messrs. Solomon,
Starnes,
Strevell,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Woodard.

o the amendment was lost.

The question being on the adoption of the report of the committee,
as amended,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 20
Nays 8

Those voting in the affirmative are,

Messrs. Boyd,
Carter,
Daggett,
Dore,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Hampton,
Hunter,
Jewett,
Landrigan,
Nicholson,
Pierce,

Messrs. Senter,
Strevell,
Vaughan,
Washburn,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Bush,
Harlan,
Kerr,

Messrs. McNulta,
Solomon,
Starne,

Messrs. Wilkinson,
Williams.

The bill, as amended, was then ordered to a third reading, and the amendments ordered printed.

The President presented a petition from citizens of Mattoon, concerning the temperance law; which was referred to the committee on domestic relations.

By unanimous consent Mr. Harlan called up
Senate bill, No. 463, for "An act to give railroad officers and employees police powers in certain cases,"

Having been printed, and read at large a third time,
And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 31
Nays 0

Those voting in the affirmative are,

Messrs. Bishop,
Boyd,
Bush,
Carter,
Daggett,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Hampton,

Messrs. Harlan,
Holecomb,
Hunter,
Jewett,
Kerr,
Landrigan,
McNulta,
Nicholson,
Pierce,
Senter,

Messrs. Solomon,
Starne,
Strevell,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Bishop offered the following amendment to the title of the bill; which was adopted:

Strike out the word "railroads," and insert "public conveyances" after "employees."

The title as amended was then adopted.

Ordered that the title be as amended, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bills of the following titles, to wit:

Senate bill, No. 438, for "An act providing for the necessary revenue for State purposes."

Senate bill, No. 466, for "An act to amend section seven of chapter fifty-five of the Revised Statutes of 1845, entitled 'Jails and Jailers.'"

Senate bill, No. 467, for "An act to promote good order and preserve the peace upon fair grounds during the holding of fairs by agricultural and horticultural societies."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

WHEREAS the rates of toll upon the Illinois and Michigan Canal have been such as to have a tendency to divert the traffic from the river and canal to the competing lines of railroads; and whereas this diversion of trade has caused the number of canal boats, not engaged in carrying stone, to be very greatly reduced, so that with the most favorable rates of toll, it will require some time to restore the canal tonnage to a carrying capacity adequate to the increased facilities in water transportation, secured by the improvement of the Illinois river from LaSalle to Peoria; and whereas the present rates of toll upon corn, wheat, oats, lumber, lath and shingles, are such as to leave a margin to boat owners too small to enable them to compete successfully with rival lines of transportation; and whereas it is believed that a reduction of twenty-five or thirty per cent. from the rates charged upon the articles mentioned, and perhaps upon many others, would increase the revenue of the canal, encourage the building of boats and elevators, stimulate productive industry throughout the valley of the Illinois, and in some degree control the cost of transportation upon all railroads having their termini upon the Mississippi and Lake Michigan; and whereas the cost of superintendence and repairs upon the canal and river improvements would not be materially increased if the amount of transportation were doubled, trebled or quadrupled, the net revenue to be derived from this important public work depend mainly upon such increased business; therefore,

Resolved by the House of Representatives, the Senate concurring herein, That the canal commissioners be respectfully requested to reduce the rates of toll upon grain, lumber, lath and shingles, to three-quarters or two-thirds of the present rates, and to make a corresponding reduction upon all other articles which, in their opinion, would increase the traffic without impairing the revenue of the canal: *Provided*, that no reduction of tolls shall be made to an amount equal to or below the actual expenses of the canal to the State.

In the adoption of which I am instructed to ask the concurrence of the Senate.

Mr. Jewett, from the committee on judiciary, reported back Senate bill, No. 410, for "An act to provide for the collection of revenue, and for the sale of real estate for non-payment of taxes or special assessments for state, county, municipal, or other purposes," and House amendments, with an amendment thereto, and recommended the adoption of the same.

The report of the committee was concurred in, and the amendment adopted and ordered printed.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

WHEREAS, Under the several acts of Congress granting to the states the swamp and overflowed lands within their respective limits, a large quantity of such lands was set apart to this State; and whereas, subsequently the United States sold and patented sundry tracts of such lands to various persons; and whereas, by act of Congress, the Secretary of the Interior was directed to issue to the several states, in restitution of the funds realized by the United States from sales thus made, land warrants or scrip, which might be located upon any unentered government lands; and whereas the Secretary of the Interior has decided that he is not authorized by

said last mentioned act of Congress, to issue said scrip in less parcels than the whole number of acres in any given county; and whereas, by reason of the construction of said act by the Secretary of the Interior, said scrip is rendered useless; therefore, be it

Resolved by the House of Representatives, the Senate concurring herein, That our Senators in Congress be instructed and our Representatives requested to procure such a modification of said acts of Congress as will permit and direct the Secretary of the Interior to issue said scrip, in parcels of 40, 80 and 160 acres each, so that the same may be available to the several counties of the several states.

Resolved, That a copy of the foregoing preamble and resolution be transmitted, without delay, to each of our Senators and Representatives in Congress.

In the adoption of which I am instructed to ask the concurrence of the Senate.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed bills of the following titles, to wit:

Senate bill, No. 355, for "An act relating to deposits to be made by foreign insurance companies."

Senate bill, No. 338, for "An act to provide for the restoration of court records which have been lost or destroyed."

Senate bill, No. 290, for "An act to provide means to pay the expense of renting and furnishing suitable accommodations for the Illinois Charitable Eye and Ear Infirmary."

Senate bill, No. 391, for "An act to allow convicts in the penitentiary a credit in diminution of their sentence, and for being restored to citizenship, upon certain conditions."

Senate bill, No. 165, for "An act in regard to contracts under seal, and relating to sales of real estate and the enforcement thereof."

Senate bill No. 235, for "An act in relation to bridges across rivers on the borders of this State."

House bill, No. 607, for "An act concerning the appointment and removal of city officers in all cities in this State, conferring additional powers and duties upon the mayors of such cities, and concerning appropriation bills or ordinances that may be passed in such cities."

Mr. Edsall, from the committee on municipalities, to which was referred House bill, No. 617, for "An act to prohibit the use of common jails by the authorities of cities and towns as a calaboose or lock-up," reported the same back, with an amendment, and recommended its adoption.

The report of the committee was concurred in, and the bill Ordered to a third reading, and the amendment printed.

Mr. Woodard introduced

Senate bill, No. 469, for "An act to limit the fees to be charged by public officers for service under any law, to remedy the evils consequent upon the destruction of any public records by fire or otherwise."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Woodard introduced

Senate bill, No. 470, for "An act to prevent extortion in the making of abstracts and claims of title, and copies thereof, and of extracts and

memoranda in case of the destruction of the records of the recorder's office in any county."

Which was read at large a first time, and

Ordered to a second reading.

Senate bill, No. 408, for "An act to authorize the State Treasurer to surrender securities heretofore deposited by life insurance companies,"

Was read at large a third time, and

Placed among the files.

Senate bill, No. 436, for "An act making appropriations for expenses of the 27th General Assembly, and to provide for the ordinary and contingent expenses of the government not already appropriated,"

Was read at large a third time, and postponed.

At 6:10 o'clock P. M.,

On motion of Mr. Carter,

The Senate adjourned until 10 o'clock A. M., to-morrow.

WEDNESDAY, MARCH 20, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Carnahan.

The journal of yesterday was being read, when,

On motion of Mr. Bush,

The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (41) answered to their names:

Messrs. Alexander,	Messrs. Hampton,	Messrs. Richardson,
Anderson,	Harlan,	Senter,
Bishop,	Holcomb,	Solomon,
Bowman,	Hunter,	Starne,
Boyd,	Jackson,	Strevell,
Bush,	Jewett,	Underwood,
Carter,	Kerr,	Vaughan,
Daggett,	Landrigan,	Voria,
Dore,	Langley,	Washburn,
Early,	Marsh,	Whiting,
Eddy,	McNulta,	Wilkinson,
Edsall,	Nicholson,	Williams,
Flagg,	Pierce,	Woodard,
Fuller,	Reddick,	

Mr. Kerr called up

Senate bill, No. 410, for "An act to provide for the collection of revenue and for the sale of real estate for non-payment of taxes or special assessments for State, county, municipal and other purposes."

The question being upon concurring with the House of Representatives in their amendments to the bill as amended by the Senate,

Mr. Washburn offered the following amendment to the amendments of the House:

Insert after the enacting clause, the following, to House amendments to Senate bill No. 410 :

"That the county treasurer of each county in this State shall be *ex-officio*, the receiver of taxes and special assessments, and as such is hereby made, designated and authorized as a general officer of his county to receive and collect taxes or special assessments levied or assessed on property, under authority or by virtue of any law enacted by the General Assembly of this State, which may be returned to him as delinquent, in pursuance of this or any other act of the General Assembly of this State,"

And the yeas and nays being demanded,

It was decided in the negative, as follows : $\left\{ \begin{array}{l} \text{Yeas} \dots\dots\dots 14 \\ \text{Nays} \dots\dots\dots 22 \end{array} \right.$

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Bowman,
Daggett,
Edsall,

Messrs. Hampton,
Holcomb,
Hunter,
Landrigan,
Langley,

Messrs. Senter,
Vaughan,
Washburn,
Wilkinson.

Those voting in the negative are,

Messrs. Bangs,
Bishop,
Boyd,
Bush,
Carter,
Dore,
Early,
Eddy,

Messrs. Fuller,
Jewett,
Kerr,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Solomon,
Starnes,
Strevell,
Whiting,
Williams,
Woodard.

So the amendment was lost.

The amendments of the House, as amended, were then concurred in by the following vote: Yeas, 34; Nays, 4.

Those voting in the affirmative are,

Messrs. Anderson,
Bangs,
Bishop,
Boyd,
Bush,
Carter,
Daggett,
Dore,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Harlan,
Hunter,
Jewett,
Kerr,
Landrigan,
Langley,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Starnes,
Strevell,
Vaughan,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Bowman,

Mr. Holcomb,

Mr. Washburn.

So the Senate concurred with the House in their amendments.

The hour for the special order having arrived,

House bill, No. 791, for "An act to apportion the State into nineteen congressional districts and establish the same, and provide for the election of representatives therein,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas. 23
Nays. 15

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Bishop,
Carter,
Daggett,
Dore,
Early,
Eddy,

Messrs. Flagg,
Fuller,
Hampton,
Hunter,
Jewett,
Langley,
Nicholson,
Pierce,

Messrs. Reddick,
Senter,
Strevell,
Vaughan,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Anderson,
Bowman,
Boyd,
Bush,
Edsall,

Messrs. Harlan,
Holcomb,
Kerr,
Landrigan,
McNulta,

Messrs. Richardson,
Solomon,
Starne,
Washburn,
Williams.

On motion of Mr. Edsall,

The vote whereby the House bill No. 791 was lost, was reconsidered.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 26
Nays 12

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Bangs,
Bishop,
Carter,
Daggett,
Dore,
Early,
Eddy,

Messrs. Edsall,
Flagg,
Fuller,
Hampton,
Hunter,
Jewett,
Langley,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Senter,
Strevell,
Vaughan,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Bowman,
Boyd,
Bush,
Harlan,

Messrs. Holcomb,
Kerr,
Landrigan,
Richardson,

Messrs. Solomon,
Starne,
Washburn,
Williams.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

Senate bill, No. 408, for "An act to authorize the State Treasurer to surrender securities heretofore deposited by life insurance companies,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 33
Nays 4

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Bangs,
Bishop,
Bowman,
Bush,

Messrs. Carter,
Daggett,
Dore,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,

Messrs. Jewett,
Kerr,
Landrigan,
Langley,
McNulta,

Messrs. Nicholson,
Pierce,
Richardson,
Senter,
Strevell,

Messrs. Vaughan,
Voris,
Whiting,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Reddick,
Solomon,

Mr. Starne,

Mr. Washburn,

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

A message from the House of Representatives, by Mr. Hay :

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 662, for "An act to enable life, fire, marine, and fire and marine insurance companies to retire from business, and to withdraw securities."

In the passage of which I am instructed to ask the concurrence of the Senate.

House bill No. 304 was then taken up.

Mr. Boyd offered the following; which was adopted by unanimous consent:

Amend Senate amendments by striking out 4th clause.

House bill, No. 304 for "An act to provide for changing the names, for changing the places of business, for increasing or decreasing the capital stock, for increasing or decreasing the number of directors, and for the consolidation of incorporated companies,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....35
Nays..... 1

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Bangs,
Bishop,
Bowman,
Boyd,
Bush,
Carter,
Daggott,
Dore,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Jewett,
Kerr,
Landrigan,
Langley,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Strevell,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Starne voted in the negative.

The bill containing an emergency clause, and having received a two-thirds majority, was declared passed.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of the Senate amendments to House bill, No. 433, for "An act in regard to evidence and deposition in civil cases."

On motion of Mr. Jewett,
A call of the Senate was ordered, when

The following Senators (35) answered to their names :

Messrs. Alexander,	Messrs. Edsall,	Messrs. Reddick.
Anderson,	Flagg,	Richardson,
Bangs,	Fuller,	Senter,
Bishop,	Hampton,	Starne,
Bowman,	Harlan,	Vaughan,
Boyd,	Holcomb,	Voris,
Bush,	Jewett,	Washburn,
Carter,	Kerr,	Whiting,
Daggett,	Langley,	Wilkinson,
Dore,	McNulta,	Williams,
Early,	Nicholson,	Woodard.
Eddy,	Pierce,	

On motion of Mr. Jewett,
The call was dispensed with.

House bill, No. 771, for "An act to remedy the evils consequent upon the destruction of any public records by fire or otherwise,"

Having been printed, was read at large a third time.

And the question being : Shall this bill pass ?

It was decided in the affirmative, as follows : { Yeas..... 37
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,	Messrs. Flagg,	Messrs. Richardson,
Anderson,	Fuller,	Senter,
Bangs,	Hampton,	Solomon,
Bishop,	Harlan,	Starne,
Bowman,	Holcomb,	Strevell,
Boyd,	Jewett,	Vaughan,
Bush,	Kerr,	Voris,
Carter,	Langley,	Washburn,
Daggett,	McNulta,	Whiting,
Dore,	Nicholson,	Wilkinson,
Early,	Pierce,	Williams,
Eddy,	Reddick,	Woodard.
Edsall,		

The bill containing an emergency clause, and having received a two-third vote, was declared passed.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

At 12:35 o'clock P. M.,

On motion of Mr. Bush,
The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

Mr. Strevell withdrew his motion to reconsider the vote whereby House bill, No. 93, for "An act to amend chapter thirty, Revised Statutes, entitled 'Criminal Jurisprudence,' " was

Ordered to a third reading.

House bill, No. 803, for "An act concerning the election of school trustees and to legalize certain elections of such trustees,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas..... 26
Nays..... 3

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Bangs,
Bishop,
Boyd,
Bush,
Carter,
Daggett,
Eddy,

Messrs. Edsall,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Landrigan,
Langley,
McNulta,

Messrs. Nicholson,
Pierce,
Reddick,
Richardson,
Solomon,
Starnes,
Wilkinson,
Williams.

Those voting in the negative are,

Mr. Hampton,

Mr. Strevell,

Mr. Whiting.

The bill containing an emergency clause, and not having received a two-thirds vote, was declared lost.

Mr. Whiting entered a motion to reconsider the vote whereby House bill No. 803 was lost.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, to-wit:

House bill, No. 631, for "An act to authorize the Secretary of State to sell or otherwise dispose of surplus books, printed laws, journals, legislative reports, or other books."

House bill, No. 729, for "An act in regard to liens."

House bill, No. 731, for "An act concerning 'Bastardy.'"

House bill, No. 734, for "An act to make appropriations to pay certain expenses of the State government for which no appropriation has heretofore been made."

In the passage of which I am instructed to ask the concurrence of the Senate.

On motion of Mr. Hunter,

House bill, No. 658, for "An act to provide for the election and qualification of justices of the peace and constables, and to provide for the jurisdiction and practice of justices of the peace in civil cases, and fix the duties of constables, and to repeal certain acts therein named," was taken up for consideration.

The question being on ordering the bill to a third reading,

Mr. Bishop moved to refer the bill to the committee on the judiciary.

Which motion was lost, and the bill was

Ordered to a third reading.

Mr. Reddick presented a petition from 330 ladies of Earlville, in LaSalle county, concerning the repeal of the temperance law; which petition was

Referred to the committee on domestic relations.

The President presented a petition from a convention of those opposed to the temperance law.

Mr. Anderson moved to lay the petition on the table and print 500 copies.

On motion of Mr. Whiting,

A division of the question was ordered.

The part of the motion to lay on the table was decided in the affirmative.

The part of the motion to print 500 copies was decided in the negative by the following vote: Yeas, 11; Nays, 25.

Those voting in the affirmative are,

Messrs. Anderson,
Bishop,
Bush,
Dore,

Messrs. Flagg,
Hampton,
McNulta,
Reddick,

Messrs. Richardson,
Voris,
Washburn.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Boyd,
Carter,
Daggett,
Eddy,
Edsall,
Fuller,
Harlan,

Messrs. Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
Lanning,
Nicholson,
Pierce,

Messrs. Senter,
Solomon,
Starne,
Strevel,
Whiting,
Wilkinson,
Williams,
Woodard.

A message from the House of Representatives, by Mr. Hay :

Mr. President: I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, to-wit:

House bill, No. 740, for "An act in relation to statutes at large."

House bill, No. 761, for "An act to repeal an act entitled 'an act to provide for the permanent survey of lands,' approved March 25, A. D. 1869."

In the passage of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am instructed to inform the Senate that the House of Representatives has concurred with them in the adoption of the Senate amendments to the House amendments to Senate bill, No. 410, for "An act to provide for the collection of revenue, and for the sale of real estate for non-payment of taxes or special assessments for State, county, municipal or other purposes."

Mr. Flagg called up the motion to reconsider the vote whereby House bill No. 803 was lost.

The motion was decided in the affirmative, and the vote was reconsidered.

On motion of Mr. Flagg,

The bill was recommitted to the committee on education.

On motion of Mr. Alexander,

Senate bill, No. 403, for "An act to provide for the copying of old or damaged public record books," was taken up.

The question being on concurring with the House of Representatives in the following amendments:

Amend section 2, by adding after the word "work," in line 3, the following: "Together with some other discreet and skillful person to be appointed by the county board." In line 4 strike out the words "has done the work," and insert, "have made such examination;" and in same line add "a" to "person."

The amendments were concurred in by the following vote: Yeas, 34; Nays, 0:

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Bangs,
Boyd,
Bush,
Carter,
Daggett,
Dore,
Eddy,
Edsall,
Flagg,
Hampton,

Messrs. Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Starne,
Strevell,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

On motion of Mr. Alexander,

House bill, No. 12, for "An act to authorize the establishment of and to govern savings banks," was taken from the table.

On motion of Mr. Dore,

The vote whereby the amendments of the committee were adopted, was reconsidered.

Mr. Dore offered the following amendment to the report; which was adopted:

Amend section 7, line 3, by inserting after the word "interest," "not exceeding six per cent."

The report, as amended, was then adopted.

Mr. Dore offered the following amendments; which were adopted:

Amend section 9, line 6, by striking out the word "and" and insert the word "or" in lieu thereof.

Amend section 9, line 13, by striking out all after the word "publish" to and including the word "report" in line 18, and insert in lieu thereof, "The separate report of each association in some newspaper printed in the county where such association is located."

Amend section 5, line 8, by inserting after the word "deposits," the words "bearing interest at a rate not exceeding six per cent."

Amend section 9, line 2, by striking out "quarterly," and insert in lieu thereof "semi-annually." Also strike out "quarter" and insert "half" in line 3. Also, by striking out "quarter in every" and insert the word "half." Also, in line 1 strike out the word "and" and insert in lieu thereof the word "or."

Amend by adding:

"§ —. It shall not be lawful for the stock of any savings bank to be received by the officers thereof as security for money loaned, nor

shall any loan be made by any savings bank to any stockholder or officer thereof, without ample security."

Mr. Alexander offered the following amendment; which was adopted :

Amend section 9, lines 1 and 6, by striking out the word "or" preceding the words "vice-president."

Mr. Eddy offered the following amendment; which was adopted:

Strike out section 21, and insert:

"No director or stockholder in any such association shall be permitted to become indebted to the same in a larger amount than \$10,000, nor in any case to a larger amount than the value of the stock owned by him."

On motion of Mr. Eddy,

The bill and amendments were referred to the committee on banks and banking.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 341, for "An act to make an appropriation to pay the debts of the State Reform School."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, to-wit:

House bill, No. 806, for "An act to provide for the care and custody of persons who have been pronounced incurably insane."

House bill, No. 819, for "An act to dispose of the docket books and papers and settle the unfinished business of the late recorder's court of the city of Sparta, in Randolph county, State of Illinois."

In the passage of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 455, for "An act to enable the Auditor to make a dividend of two-thirds of the school funds in proportion to the number of persons under 21 years of age, in each county," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

On motion of Mr. Harlan,

House bill, No. 761, for "An act to repeal an act entitled 'an act to provide for the permanent survey of lands,' approved March 25, 1869,"

Was taken up, read at large a first time, and

Ordered to a second reading.

House bill, No. 658, for "An act to provide for the election and qualification of justices of the peace and constables, and to provide for the jurisdiction and practice of justices of the peace in civil cases, and fix the duties of constables, and to repeal certain acts therein named,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 26
Nays 6

Those voting in the affirmative are,

Messrs. Anderson,
Carter,
Daggett,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Hampton,

Messrs. Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Strevell,
Washburn,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Boyd,

Messrs. Bush,
Harlan,

Messrs. Lanping,
Starne.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

Mr. Edsall introduced

Senate bill, No. 471, for, "An act to repeal certain acts and parts of acts therein named relative to practice."

Which was read at large a first time, and

Ordered to a second reading.

Mr. Harlan offered the following resolution:

WHEREAS, the report of the Railroad and Warehouse Commissioners to this Legislature has clearly set forth the inability of said commissioners to enforce the laws now on the statute books establishing a reasonable maximum rate of charges for the transportation of passengers on railroads in this State, and also the laws "to prevent unjust discrimination and extortion in the rates to be charged by the different railroads in this State for the transportation of freight on said roads; and whereas a large sum of money is being expended, unnecessarily, to keep said commissioners in office without ability to render just compensation to the State for their services; therefore, be it

Resolved by the Senate, the House of Representatives concurring herein, That Gustavus Koerner, Richard P. Morgan, and David S. Hammond. (the commissioners appointed under the act of April 13, 1871, to "establish a Board of Railroad and Warehouse Commissioners,") and J. H. Raymond, Secretary of said board, be and they are hereby respectfully requested to tender to the Governor, without delay, their resignation.

Mr. Harlan moved to make the consideration of the resolution the special order for 3 o'clock P. M. to-morrow.

Which motion was lost, and the resolution laid over under the rule.

Senate bill No. 458, for "An act to provide for the relinquishment of the dower of insane married women,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas.....17
Nays.....13

Those voting in the affirmative are,

Messrs. Bishop,
Bush,
Carter,
Daggett,
Dore,
Eddy,

Messrs. Edsall,
Holcomb,
Hunter,
Jewett,
Kerr,
Lanning,

Messrs. Pierce,
Richardson,
Strevell,
Washburn,
Woodard.

Those voting in the negative are,

Messrs. Bangs,
Boyd,
Early,
Flagg,
Fuller,

Messrs. Hampton,
Harlan,
Langley,
Nicholson,

Messrs. Reddick,
Solomon,
Starnes,
Wilkinson,

Mr. Fuller entered a motion to reconsider the vote whereby Senate bill, No. 458, was lost.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and on the 20th day of March, 1872, laid before the Governor for his approval:

House bill, No. 483, for "An act to provide for the erection and maintenance of bridges by two or more towns."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled:

House bill, No. 483, for "An act to provide for the erection and maintenance of bridges by two or more towns."

Senate bill, No. 434, for "An act to amend the town charters of towns in counties having, by the last federal census, a population of twenty-one thousand four hundred and forty-nine," was taken up, and,

On motion of Mr. Bush,

The previous question was ordered.

Senate bill, No. 434, for "An act to amend the city charter of cities in counties having, by the last federal census, a population of twenty-one thousand four hundred and forty-nine,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas.....12
Nays.....22

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Bush,
Carter,

Messrs. Dore,
Hampton,
Harlan,
Holcomb,

Messrs. Jewett,
McNulta,
Vaughan,
Woodard.

Those voting in the negative are,

Messrs. Anderson,
Bishop,
Boyd,
Daggett,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Hunter,
Kerr,
Langley,
Lanning,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Solomon,
Strevell,
Washburn,
Wilkinson,
Williams,

Mr. Bishop entered a motion to reconsider the vote whereby Senate bill No. 434 was lost.

At 6:16 o'clock P. M.,

On motion of Mr. Bangs,

The Senate adjourned until 10 o'clock to-morrow.

THURSDAY, MARCH 21, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Carnahan,

The journal of yesterday was being read, when,

On motion of Mr. Flagg,

The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (41) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Boyd,
Bush,
Carter,
Daggett,
Donahue,
Dore,
Early,
Eddy,

Messrs. Edsall,
Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
McNulta,

Messrs. Nicholson,
Pierce,
Reddick,
Richardson,
Solomon,
Starnes,
Strevell,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Whiting presented a petition from the citizens of Tiskilwa, remonstrating against the repeal of the temperance law ; which petition was referred to the committee on domestic relations.

Mr. Reddick presented a petition from the citizens of Granville, remonstrating against the repeal of the temperance law ; which petition was referred to the committee on domestic relations.

Mr. Edsall, from the committee on judiciary, to which was referred a resolution concerning the collection of tolls on the Illinois and Michigan Canal and Little Wabash River, reported the following; which was laid on the table and 1,000 copies ordered printed :

To the Honorable the Senate of the State of Illinois :

Your committee on the judiciary, to whom was referred a resolution asserting the power of the State to levy and collect tolls upon boats and crafts passing through and using the locks and improvements of the navigation of the Illinois and Little Wabash rivers, have had the same under consideration, and respectfully report their opinion thereon as follows:

As a general proposition, it seems to be settled that the States have the same power to improve navigable waters situated within their respective boundaries, which they possess over other highways; and that where money has been expended in making such improvement it

is competent for the State to impose tolls on the commerce which passes through and has the benefit of the improvement, even where the river improved by the State is one over which the regulations of commerce imposed by the Federal Government, extend. (Cooley on Constitutional Limitations, 592; Kellogg vs. The Union Company, 12 Conn. Rep. 7; Thames Bank vs. Lovell, 18 Conn. Rep. 500.)

But the opinion has been advanced that this power cannot be exercised in States which were carved out of the Northwestern Territory, in consequence of Article 4, of the Ordinance of 1787, which provides that:

"The navigable waters leading to the Mississippi and St. Lawrence and the carrying places between the same, shall be common highways and forever free, as well to the inhabitants of the said territory as to the citizens of the United States, and those of any other State that may be admitted into the confederacy, without any tax, impost or duty therefor."

In the case of *Strader vs. Graham*, 10 How. 82, the Chief Justice and it would seem a majority of the Supreme Court of the United States, held that this ordinance was abrogated by the subsequent adoption of the Constitution of the United States and the constitutions of the several States formed out of that Territory, except so far as its principles may have been embodied in those constitutions. See also *Pollard's Lessee vs. Hagan*, 3 How. 212, 230.

Upon this question Justice Catron declined to express an opinion and Justice McLean dissented, holding that the Ordinance of 1787 is still in force and is not thus rescinded.

In view of his position upon this question, the opinion of this great judge, which we shall presently cite, is entitled to the highest consideration.

The case of *Spooner vs. McConnell et al.*, 1 McLean's Rep. 337, was a bill filed in the Circuit Court of the United States for the District of Ohio, to enjoin the defendants, who were Canal Commissioners of the State of Ohio, from erecting a dam across the Maumee, a navigable river within that State, to supply the Wabash and Erie Canal with water; and the question was distinctly presented whether the exercise of such power on the part of the State was prohibited by Article 4 of the Ordinance of 1787, cited above.

The question was maturely considered and elaborate opinions were delivered by both of the learned judges of that court. In the opinion of Judge McLean it is held that:

"The provisions of the ordinance had reference to the navigable rivers, and the carrying places as they then were. And in that State they were to remain free, without tax, etc. But this does not prevent the Legislature from improving the navigation of rivers and the carrying places between them. Such improvements can in no sense be considered as repugnant to the ordinance, but in promotion of its great object; and it would seem to be no violation of the compact if the Legislature should exact a toll, not for the navigation of the rivers in their natural state, but for the increased facilities established by the funds of the State.

"The carrying places between the navigable points at the date of the compact were in their natural state. No way had been opened for a solitary traveler, much less for purposes of commerce.

"In this wild and unimproved State neither the Territorial nor State Legislature could prohibit the passage over these carrying places, nor impose a tax on travelers or merchandise for passing over them. But, if the Legislature, with the funds of the State, or through the instrumentality of an incorporated company, should construct a canal, a turn-pike road or a railroad, connecting the navigable parts of these rivers, it could be no violation of the ordinance to exact a toll for the use of their ways.

"This would not impair any right given by the compact, but would require a compensation for a benefit conferred; and it would be no sufficient answer to this to say that the traveler or transporter of produce or merchandise had a right to thread his way through the unbroken forests, and therefore these must be permitted to remain in their natural state.

"Navigable rivers and the carrying places between them, are placed on the same footing by the compact; and the only difference between them is, the rivers have established channels whilst the carrying places are unmarked. They are both in their natural condition, and the State, it would seem, is no more prohibited from improving the navigation of the rivers than the carrying places between them; and if a toll may be charged for the increased facilities in the one case, for the same reason it may in the other. We therefore can entertain no doubt that the Legislature may improve, at their discretion, the navigable rivers of the State, and authorize the construction of any works on them which shall not materially obstruct their navigableness. They may build a dam over the Maumee if it shall be so constructed, with a lock or otherwise, as not materially to obstruct its navigation."

(1 McLean's Rep. 352-3.)

And Judge Leavitt, in his opinion, says:

"Certain it is, the clause under review was designed for good, and not for evil. So far as it was intended to restrict the action or power of States or individuals, it was to disable them from the infliction of public injury. The people of the United States were not to be deprived of the use of the water courses in the Northwest Territory, by any unjust or wanton exercise of power over them; but it was not contemplated that the hands of the States should be so tied up as that it should not be in their power to remove a natural impediment to navigation, or avoid such an impediment by canals or other improvements. A contrary construction would be a perversion of the great and primary design of the clause. It would embarrass, if not entirely arrest some of the great works of internal improvement in progress or projected in the West. It would place it in the power of a single individual to thwart the wishes and seriously to injure the interests of entire communities and States. Take the case before the Court as an illustration of the consequences of such a doctrine. By the joint and simultaneous action of the States of Ohio and Indiana, the Erie and Wabash Canal has been authorized and commenced. It is designed as a channel of intercourse between Lake Erie, and the interior of In-

diana, and when completed will be greatly promotive of the interests not only of those States, but of a large portion of the Union.

"To sanction the doctrine that for purposes so beneficent and patriotic, it is not competent for those States to use or control the waters of their navigable streams, would be pregnant with the most injurious results. For, it should be borne in mind, that if this power does not exist in these States, it exists nowhere. The same reason for denying it to the States applies with equal force to the Congress of the United States. That body, as the representative of the people of the United States, is a party to the compact, and as much bound by its stipulations as the States individually. If, therefore, the ordinance is to receive a construction that shall tie up the hands of all the parties to the compact from making any improvements in navigation in the West, a fatal blow will have been inflicted upon the prosperity of that region. Upon this principle, if a rapid or other natural obstruction occurs in a stream otherwise navigable, it is not competent to resort to the instrumentality of a dam for the purpose of making an artificial channel whereby to avoid such obstruction. And by a parity of reasoning it would not be competent for a State to authorize the construction of a railroad or turnpike over or along any of the 'portages or carrying places' referred to in the ordinance, and thereby hinder the free and common use of the same, by the imposition of tolls, as a compensation for the benefits of such improvements. Such a construction of that instrument would be subversive of one of its leading designs. It is no answer to the views here thrown out to say that these improvements, when completed, will subject those who use them to the payment of a 'tax, impost or duty.' The object of the ordinance, so far as it provides an exemption from these charges, was to prevent the imposition of any duty for the use of the streams and carrying places referred to in their natural state; and it might also be justly extended in its meaning, so as to prevent onerous and oppressive tolls or exactions for their use, in an improved state. Reasonable tolls, imposed and paid, for the use of a canal or artificial road, are not to be viewed as unjust exactions, but as a fair compensation, in consideration of the increased facilities for trade and intercourse afforded by such improvements." (1 McLean's Rep., 378, 379.)

In another case arising under the same article of the Ordinance of 1787 the same principles are reaffirmed, and it is held that:

"The ordinance had reference to navigable waters in their natural State, and that a state by virtue of its sovereignty may exercise certain rights over its navigable waters, subject, however, to the paramount power in Congress to regulate commerce among the several States. *

* * * * *

"It would be difficult to maintain the power in any State, to obstruct any of its navigable waters which extend through other States, or are connected with the sea, or with waters falling into the sea. And it might be more curious than useful to inquire, in what the powers of the States generally differ in this respect from the powers of the States bound by the ordinance. A toll charged for the improvement of the navigation of a river is not within the ordinance. In such case the tax would not be for the use of the river, in its natural state, but

for the increased commercial facilities.”—Palmer vs. Commissioners of Cuyahoga Co., 3 McLean’s Rep. 226.

A careful examination of the decisions of the Supreme Court of this State, referred to in support of the opinion that the State has no power to collect tolls for the use of its improvements upon the Illinois and Little Wabash Rivers, will show that no such question was before the court for its determination. But the question really decided was that the right to a free navigation of our western rivers, and the right of the State to provide means for crossing them by bridges or otherwise, are co-existent, and neither can be permitted to destroy or essentially impair the other.—Illinois River Packet Co. vs. Peoria Bridge Association, 38 Ill., 467; City of Chicago vs. McGim, 51 Ill., 266.

The court, in these cases, carefully refrain from expressing an opinion as to whether article 4, of the ordinance of 1787, is in force in this State or not. (38 Ill., 478.) That which is said by the court concerning the provisions of that ordinance, upon the hypothesis that the same is still in force, when the entire opinions are considered, is not inconsistent with the existence of the power in the State to improve the navigation of rivers within its borders, and collect tolls upon the commerce which has the benefit of such increased commercial facilities. (38 Ill. Rep., 481.) In this case the court say :

“But it is not only the navigable waters which shall be common highways, and forever free, but also the ‘carrying places’ between the same.

“To understand fully this provision, we must consider the condition of the country through which these streams flowed, and the mode by which the trifling commerce of that region was carried on, when the ordinance of 1787 was adopted. History tells us it was then a barbarous region, peopled by savages, whose frail barks were the only vessels which floated on those waters, and whose light paddles were then their only propelling power. These slight vessels, loaded with the products of the chase or of successful trapping, on their route to Montreal or Quebec, then the great market for furs and peltries, on reaching the highest point accessible to them by water would be unloaded, and the boats and cargo carried on the backs of the employees across by land to another stream, flowing in the required direction. These places were called ‘portages,’ or carrying places. Who shall say that these noted carrying places shall not, at some future day, be occupied by a railroad, or several of them, and by canals, should the wants of the extended and growing commerce of the fruitful regions where they are, demand them? Shall this provision of the ordinance be an insuperable bar to such improvements, and thus fetter forever the commercial energies of that region? All that can be claimed is, that as carrying places they shall remain free as a common highway to all whose interests may require their use as such—interests so trifling and inconsiderable, so dwarfed by the growth and progress of the country, as not to stand in the way of the canal boat, the steamboat and the railroad car. The same considerations apply to the rivers themselves, and must be made practical by the necessities of our existence as a great commercial people.” (38 Ill. Rep., 481.)

Should it finally be held that this article of the ordinance of 1787 is still in force, this language shows no disposition on the part of our Supreme Court to overrule the decisions of the Circuit Court of the United States, above cited. It was there held that the ordinance had reference to navigable waters in their natural state; that it was not intended to prevent a State from improving the navigableness of such waters; and that a toll charged for the use of the improvement of the navigation of a river is not prohibited by the ordinance, for in such case the tax would not be for the use of the river in its natural state, but for the increased commercial facilities. (Palmer vs. Commissioners of Cuyahoga Co., 3 McLean, 227. Spooner vs. McConnell et. al, McLean, 352, 378)

Your Committee are, therefore, of the opinion that the State has the right to collect reasonable tolls from such boats or other craft as have the benefit of the improvements made by the State upon the Illinois and Little Wabash Rivers; and that the Canal Commissioners have the legal right to enforce the recent act of this General Assembly, authorizing the collection of such tolls. And your Committee recommend the adoption of the following resolution :

Resolved, That in the opinion of the Senate, the State has the right to collect reasonable tolls from such boats and other crafts as have the benefit of the improvements made by the State, upon the Illinois and Little Wabash Rivers, and that the Canal Commissioners have the legal right to enforce the recent act of this General Assembly, authorizing the collection of such tolls.

All of which is respectfully submitted.

T. A. BOYD,
W. H. UNDERWOOD,
J. N. JEWETT,
ALLEN C. FULLER,
JAMES K. EDSALL,
JAMES W. LANGLEY,
JAMES W. EDDY,
R. N. BISHOP,
J. H. RICHARDSON.

MARCH 21, 1872.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 307, for "An act to fix the salaries of Governor, Lieutenant Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Superintendent of Public Instruction, Attorney General, and Adjutant General," reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 282, for "An act to provide for the restoration of record evidence of title to and interest in lands, where the records are lost, destroyed or effaced, and for the protection of owners and persons interested in such lands," reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Boyd, from the committee on judiciary, to which was referred Senate bill, No. 464, for "An act to provide for the collection of revenue and for the sale of real estate for non-payment of taxes or special assessments for State, county, municipal or other purposes," reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the bill

Ordered to lie on the table.

Mr. Boyd, from the committee on judiciary, to which was referred House bill, No. 751, for "An act to repeal an act, approved March 26, 1869, entitled 'an act to amend an act entitled an act to incorporate the town of Industry, in McDonough county,'" reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the bill

Ordered to lie on the table.

Mr. Boyd, from the committee on judiciary, to which was referred House bill, No. 705, for "An act to define the boundary of the fourth judicial circuit, and fix the time of holding the courts therein," reported the same back, without recommendation.

Mr. Langley moved to lay the bill on the table until the 4th of July, A. D. 1872.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....18
Nays.....17

Those voting in the affirmative are,

Messrs. Bangs,
Carter,
Daggett,
Donahue,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Kerr,
Langley,
McNulta,

Messrs. Nicholson,
Strevell,
Vaughan,
Whiting,
Woodard,
Mr. President.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Bishop,
Bowman,
Bush,
Epler,

Messrs. Harlan,
Holcomb,
Jackson,
Jewett,
Landrigan,
Reddick,

Messrs. Richardson,
Solomon,
Starnes,
Washburn,
Williams.

Mr. Fuller, from the committee on railroads and warehouses, to which was referred Senate bill, No. 428, for "An act to repeal an act approved April 13th, A. D. 1871, entitled 'an act to establish a board of railroad and warehouse commissioners, and prescribe their powers and duties,'" reported the same back, and recommended it lie on the table.

On motion of Mr. Harlan,

The bill, report of the committee, and the resolution offered yesterday requesting the railroad and warehouse commissioners to resign, were made the special order for this evening at 7:30 o'clock P. M.

Mr. Fuller, from the committee on railroads and warehouses, to which was referred Senate bill, No. 412, for "An act to establish reasonable maximum rates of charges for the transportation of freight on the different railroads in this State," reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the bill
Laid on the table.

On motion of Mr. Kerr,

The vote whereby House bill No. 705 was laid on the table until July 4, 1872, was reconsidered, and,

On motion of Mr. Langley,

The bill was recommitted to the committee on judiciary.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 337, for "An act in regard to the administration of estates" with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, to-wit:

House bill, No. 230, for "An act to provide for the safety of persons and property at railroad crossings of the highways."

House bill, No. 759, for "An act in regard to the rate of interest."

In the passage of which I am instructed to ask the concurrence of the Senate.

On motion of Mr. Anderson,

House bill No. 677 was placed on file for a third reading.

Mr. Flagg, from the committee on education, to which was referred House bill, No. 803, for "An act concerning the election of school trustees, and to legalize certain elections of such trustees," reported the same back, with an amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered on file for a third reading.

House bill, No. 803, for "An act concerning the election of school trustees, and to legalize certain elections of such trustees,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 37
Nays 0

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Boyd,
Bush,
Carter,
Daggett,
Donahue,
Early,
Eddy,
Edsall,

Messrs. Epler,
Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
McNulta,

Messrs. Nicholson,
Pierce,
Reddick,
Richardson,
Solomon,
Starna,
Strevell,
Vaughan,
Washburn,
Whiting,
Williams,
Woodard.

The bill containing an emergency clause, and having received a two-thirds vote, was declared passed.

Mr. Flagg offered the following amendment to the title of the bill; which was adopted:

Amend title by striking out "and to legalize certain elections of such trustees."

The title, as amended, was adopted.

Ordered that the title be as amended, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

On motion of Mr. Flagg,

Senate bill, No. 455, for "An act to enable the Auditor to make a dividend of two-thirds of the school funds in proportion to the number of persons under 21 years of age in each county," was taken up.

The question being upon concurring with the House of Representatives in the adoption of the following amendments:

Amend section 1, in lines 3 and 11, by inserting "one," after "twenty," where it occurs in each line.

The Senate concurred by the following vote: { Yeas.....34
 { Nays..... 0

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Boyd,
Bush,
Carter,
Daggett,
Donahue,
Eddy,
Epler,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Solomon,
Starne,
Strevall,
Vaughan,
Washburn,
Whiting,
Williams,
Woodard.

Mr. Vaughan, from the committee on roads and highways, to which was referred Senate bill, No. 370, for "An act relating to fences along streams," reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the bill

Ordered to lie on the table.

Mr. Kerr, from the committee on elections, to which was referred House bill, No. 728, for "An act in regard to elections, and to provide for filling vacancies in elective offices," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered on file for a second reading.

Mr. Kerr, from the committee on elections, to which was referred House bill, No. 598, for "An act to establish registration in cities, towns and villages of five thousand inhabitants and upwards, and in townships and election precincts in which there is any portion of any such city, town or village, and in counties having one hundred thousand inhabitants and upwards, and to punish any person for the violation of the same," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill Ordered on file for a third reading, and the amendments printed.

Mr. McNulta, from the committee on corporations, to which was referred Senate bill, No. 378, for "An act to authorize any plank, gravel, macademized or pike road company to extend its road," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill Ordered to lie on the table and be printed.

Mr. Richardson, from the committee on municipalities, to which was referred Senate bill, No. 431, for "An act providing for the disposition of moneys in the hands of the State Treasurer belonging to counties, cities, towns, townships or municipalities," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill Ordered to a second reading.

Mr. Eddy, from the joint committee on enrolled bills, reports as having been properly enrolled, Senate bill of the following title, to-wit:

Senate bill, No. 341, for "An act to make an appropriation to pay the debts of the State Reform School."

Mr. Eddy, chairman, from the joint committee on enrolled bills, reports having laid before the Governor, on the 21st day of March, 1872, enrolled bill of the following title, to-wit:

Senate bill, No. 341, for "An act to make an appropriation to pay the debts of the State Reform School."

On motion of Mr. Fuller,

Senate bill, No. 462, for "An act to allow appeals from interlocutory orders, allowing alimony or solicitors' fees in cases for divorce,"

Was taken from the table, and placed on file for second reading.

On motion of Mr. Bangs,

Senate bill, No. 405, for "An act providing for the removal and consolidation of institutions of learning in this State,"

Was taken from the table for consideration, and read at large a second time.

The question being on the report of the committee,

Mr. Bangs offered the following amendment; which was adopted: Strike out the words "act" and "or controled," in the proviso to section one, of the report of the committee.

Mr. Bangs offered the following amendment to the report of the committee:

Add to section 5 of the report, "and such institutions, when so consolidated, shall be fully empowered, and are hereby authorized to confer degrees on pupils, and the board of incorporators or trustees of such consolidated institution of learning, by a vote of two-thirds, shall have power to establish a university board, composed of the incorporators or trustees, as they may elect, with power to confer university degrees, and generally manage the affairs of said university, not inconsistent with the original charter of such consolidated institution."

On motion of Mr. Dore,

The previous question was ordered.

The question then being on the amendment, it was adopted, and the bill ordered engrossed and printed for a third reading.

On motion of Mr. Richardson,

A call of the Senate was ordered, when

The following Senators (41) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Boyd,
Bush,
Carter,
Daggett,
Donahue,
Dore,
Early,
Eddy,

Messrs. Edsall,
Epler,
Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,

Messrs. McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Starne,
Strevell,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

On motion of Mr. Carter,

Further proceedings under the call were dispensed with.

Mr. McNulta called up the motion to reconsider the vote whereby Senate bill, No. 26, for "An act for the relief of Robert Tillson & Company," was lost.

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas 29
Nays 10

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Boyd,
Bush,
Carter,
Donahue,
Dore,

Messrs. Early,
Eddy,
Epler,
Flagg,
Harlan,
Holcomb,
Jackson,
Jewett,
Kerr,
Landrigan,

Messrs. Langley,
Lanning,
McNulta,
Reddick,
Richardson,
Starne,
Vaughan,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Daggett,
Edsall,
Hampton,

Messrs. Nicholson,
Pierce,
Strevell,

Messrs. Washburn,
Whiting,
Wilkinson.

On motion of Mr. Donahue,

The previous question was ordered.

The question then being, "Shall this bill pass?"

Senate bill, No. 26, for "An act for the relief of Robert Tillson & Company,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 26
Nays 15

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Boyd,
Bush,
Carter,
Donahue,

Messrs. Dore,
Early,
Eddy,
Epler,
Flagg,
Harlan,
Holcomb,
Jackson,
Jewett,

Messrs. Kerr,
Langley,
McNulta,
Reddick,
Richardson,
Vaughan,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Daggett,
Edsall,
Fuller,
Hampton,

Messrs. Landrigan,
Lanning,
Nicholson,
Pierce,
Solomon,

Messrs. Sterne,
Strevell,
Washburn,
Whiting,
Wilkinson.

Mr. Richardson offered the following amendment to the title of the bill; which was adopted:

Amend title so as to read: A bill for "An act making an appropriation for expenditures incurred in suppressing the rebellion."

Ordered that the title be as amended, and that the Secretary inform House of Representatives thereof, and ask their concurrence therein.

Mr. Pierce called up the motion to reconsider the vote whereby House bill, No. 596, for "An act to authorize the formation of corporations for the investment of money on real and personal property in this State," was lost.

The motion was decided in the affirmative, and the vote reconsidered.

On motion of Mr. Dore,

The previous question was ordered.

House bill, No. 596, for "An act to authorize the formation of corporations for the investment of money on real and personal property in this State,"

Having been printed, and read at large a third time,

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas..... 23
Nays..... 17

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Boyd,
Carter,
Daggett,
Dore,
Eddy,

Messrs. Edsall,
Epler,
Fuller,
Jackson,
Jewett,
Kerr,
Lanning,
McNulta,

Messrs. Pierce,
Richardson,
Sterne,
Strevell,
Vaughan,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Anderson,
Bishop,
Bowman,
Bush,
Donahue,
Early,

Messrs. Flagg,
Hampton,
Harlan,
Holcomb,
Landrigan,
Langley,

Messrs. Nicholson,
Reddick,
Solomon,
Washburn,
Wilkinson,
Williams.

Messrs. Dore,
Early,
Eddy,
Epler,
Flagg,
Fuller,
Hampton,
Harlan,

Messrs. Holcomb,
Jackson,
Langley,
Lanning,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Solomon,
Starne,
Strevell,
Vaughan,
Washburna,
Whiting,
Williams.

Those voting in the negative are,

Messrs. Edsall,
Jewett,

Mr. Landrigan,

Mr. Wilkinson.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Eddy, from the joint committee on enrolled bills, reports as having been properly enrolled, a Senate bill of the following title, to-wit:

Senate bill, No. 455, for "An act to enable the Auditor to make a dividend of two-thirds of the school funds, in proportion to the number of persons under twenty-one years of age, in each county."

Mr. Eddy, from the joint committee on enrolled bills, reports having laid before the Governor, on the 21st day of March, A. D. 1872, enrolled bill of the following title, viz:

Senate bill, No. 455, for "An act to enable the Auditor to make a dividend of two-thirds of the school funds, in proportion to the number of persons under twenty-one years of age, in each county."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled:

House bill, No. 771, for "An act to remedy the evils consequent upon the destruction of any public records by fire or otherwise."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and on the 21st day of March, 1872, laid before the Governor for his approval, viz:

House bill, No. 771, for "An act to remedy the evils consequent upon the destruction of any public records by fire or otherwise."

Senate bill, No. 438, for "An act providing for the necessary revenue for State purposes,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 35
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bowman,
Boyd,
Carter,
Daggett,
Donahue,
Dore,

Messrs. Early,
Eddy,
Edsall,
Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Jewett,

Messrs. Landrigan,
Langley,
Lanning,
McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Solomon,

Messrs. Starnes,
Strevell,
Vaughan,

Messrs. Washburn,
Whiting,
Wilkinson,

Messrs. Williams,
Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

At 12:30 o'clock P. M.,

On motion of Mr. Nicholson,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

Mr. Eddy, from the committee on judiciary, to which was referred House bill, No. 770, for "An act to repeal an act entitled 'an act to incorporate the Havana German School Association,' approved March 7, 1867, and an amendment thereto, entitled an act to amend an act entitled 'an act to incorporate the Havana German School Association,' approved March 11, 1869," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered to a third reading.

Mr. Pierce, from the committee on state charitable institutions, to which was referred Senate bill, No. 270, for "An act to compensate the Commissioners of the State Board of Public Charities," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered engrossed and printed for a third reading.

Mr. Flagg presented a petition concerning the temperance law; which petition was referred to the committee on domestic relations.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of Senate amendments to House bill of the following title, viz:

House bill, No. 304, for "An act to provide for changing the name, for changing the place of business, for increasing or decreasing the capital stock, for increasing or decreasing the number of directors, and for the consolidation of incorporated companies."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of bills of the following titles, to-wit:

Senate bill, No. 399, for "An act to exempt the homestead from forced sale, and to provide for setting off the same, and to exempt certain personal property from attachment and sale on execution, and from distress for rent"

Senate bill, No. 401, for "An act in regard to judgments and decrees, and the manner of enforcing the same by execution, and to provide for the redemption of real estate sold under execution or decree,"

Senate bill, No. 433, for "An act to make the certificates of the register or receiver of any land office of the United States prima facie evidence."

Senate bill, No. 447, for "An act in regard to attorneys general and State's attorneys."

Senate bill, No. 145, for "An act in regard to the descent of property," with amendments.

Senate bill, No. 336, for "An act in regard to guardians and wards," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

Mr. Langley, from the committee on judiciary, to which was referred House bill, No. 705, for "An act to define the boundary of the fourth judicial circuit, and fix the times of holding the courts therein," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill Ordered to a third reading and the amendments printed.

On motion of Mr. Harlan,

House bill, No. 761, for "An act to repeal an act entitled 'an act to provide for the permanent survey of lands,' approved March 25, A. D. 1869,"

Was taken up, read at large a second time, and Referred to the committee on judiciary.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of Senate amendments to House bills of the following titles, viz:

House bill, No. 371, for "An act to enable counties, cities, townships, school districts, and other municipal corporations to take up and cancel outstanding bonds and other evidences of indebtedness, and to fund the same."

House bill, No. 658, for "An act to provide for the election and qualification of justices of the peace and constables, and to provide for the jurisdiction and practice of justices of the peace in civil cases, and fix the duties of constables, and to repeal certain acts therein named."

House bill, No. 694, for "An act providing for the health and safety of persons employed in coal mines."

A message from the House of Representatives, by Mr. Hay:

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 275, for "An act to secure to all persons freedom in the selection of an occupation, profession or employment."

Mr. Alexander, from the committee on banks and banking, to which was referred House bill, No. 12, for "An act to authorize the establishment of and to govern saving banks," reported the same back, with amendments thereto, and recommended their adoption.

The report of the committee was concurred in, and the bill

Ordered to a third reading and the amendments printed.

Mr. Alexander, from the committee on banks and banking, to which was referred House bill, No. 604, for "An act to enable associations of persons to raise funds, to be loaned only among their members," reported the same back, with an amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill,

On motion of Mr. McNulta,

Referred to the committee on corporations.

Senate bill, No. 448, for "An act to allow life insurance companies to withdraw securities deposited with the State Treasurer, upon conditions named,"

Was laid on the table.

Senate bill, No. 436, for "An act making appropriations for expenses of the 27th General Assembly, and to provide for the ordinary and contingent expenses of the government not already appropriated,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas..... 22
Nays 11

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Bowman,
Daggett,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Jackson,
Langley,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Starnes,
Strevel,
Whiting,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Bishop,
Bush,
Epler,

Messrs. Harlan,
Holcomb,
Hunter,
Kerr,

Messrs. Landrigan,
Richardson,
Solomon.

On motion of Mr. Alexander,

The vote whereby the Senate bill No. 436 was lost, was reconsidered.

By unanimous consent, the following was stricken out from the bill:

"*Twelfth*—A sum not exceeding four hundred dollars, in addition to the eight hundred dollars per annum already appropriated to the railroad and warehouse commissioner, for office expenses, to be paid in the same manner as said annual appropriation is now required by law."

Senate bill, No. 436, for "An act making appropriations for expenses of the 27th General Assembly, and to provide for the ordinary and contingent expenses of the government not already appropriated,"

Having been printed, was read at large a third time.
And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 30
Nays 3

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Bangs,
Bowman,
Bush,
Daggett,
Eddy,
Edsall,
Epler,
Flagg,

Messrs. Fuller,
Hampton,
Holcomb,
Hunter,
Jackson,
Kerr,
Landrigaa,
Langley,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Solomon,
Starne,
Strevell,
Vaughan,
Whiting,
Williams,
Woodard.

Those voting in the negative are,

Mr. Bishop,

Mr. Harlan,

Mr. Wilkinson.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 425, for "An act to enable counties to establish county industrial schools,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas 15
Nays 15

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Daggett,
Eddy,
Edsall,

Messrs. Flagg,
Hampton,
Hunter,
McNulta,
Nicholson,

Messrs. Pierce,
Strevell,
Vaughan,
Whiting,
Woodard.

Those voting in the negative are,

Messrs. Allen,
Bishop,
Bowman,
Epler,
Fuller,

Messrs. Harlan,
Kerr,
Lanning,
Reddick,
Richardson,

Messrs. Sclomon,
Starne,
Washburn,
Wilkinson,
Williams.

Mr. Dore entered a motion to reconsider the vote whereby House bill, No. 771, for "An act to remedy the evils consequent upon the destruction of any public record by fire or otherwise," was passed on the 20th day of March, 1872.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of Senate amendment to House bill of the following title, viz:

House bill, No. 697, for "An act to fix the salaries of State officers: of the Judges of the Circuit Courts and Superior Court of Cook county: of the State's Attorneys; of the Judges and Prosecuting Attorneys of inferior courts in cities and towns having a population not exceeding five thousand inhabitants; of the county officers of Cook county; to regulate the fees of the Secretary of State and of the Clerks of the Supreme Court; to classify the counties according to population, and

fix the scale of fees for county officers in each class; to establish the fees of notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables and all town officers; to provide the mode of rendering their accounts and to fix a penalty for exacting illegal fees."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am instructed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 402, for "An act to change the times of holding courts in the twenty-seventh judicial circuit, and to repeal an act therein named."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 31, for "An act in regard to mortgages of real and personal property," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

Senate bill, No. 383, for "An act to provide for the appointment of a soldiers' orphans' agent, and for the disposition, distribution and maintenance of the children of the Soldiers' Orphans' Home, located at Normal," was taken up.

Mr. Kerr moved to refer the bill to the committee on education.

On motion of Mr. Washburn,

The previous question was ordered.

The question recurring on the motion to refer the bill to the committee on education,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 6
Nays 24

Those voting in the affirmative are,

Messrs. Carter,
Daggett,

Messrs. Flagg,
Hampton,

Messrs. Vaughan,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bowman,
Bush,
Early,
Eddy,

Messrs. Edsall,
Epler,
Fuller,
Harlan,
Holcomb,
Jewett,
Kerr,
Langley,

Messrs. McNulta,
Pierce,
Reddick,
Solomon,
Starne,
Washburn,
Wilkinson,
Williams.

So the motion was lost.

Senate bill, No. 383, for "An act to provide for the appointment of a soldiers' orphans' agent, and for the disposition, distribution and maintenance of the children of the Soldiers' Orphans' Home, located at Normal,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas..... 14
Nays..... 16

Those voting in the affirmative are,

Messrs. Anderson,
Bangs,
Bowman,
Carter,
Daggett,

Messrs. Early,
Edsall,
Flagg,
Fuller,
Jewett,

Messrs. Langley,
McNulta,
Reddick,
Vaughan.

Those voting in the negative are,

Messrs. Alexander,
Allen,
Bush,
Eddy,
Epler,
Hampton,

Messrs. Harlan,
Holcomb,
Kerr,
Pierce,
Solomon,

Messrs. Starne,
Washburn,
Wilkinson,
Williams,
Woodard.

Mr. Eddy entered a motion to reconsider the vote whereby Senate bill No. 383 was lost.

Senate bill, No. 449, for "An act authorizing the formation of union depots and stations for railroads in this State," was taken up.

By unanimous consent the word "three" was inserted in the blank in section 1 of the bill.

Senate bill, No. 449, for "An act authorizing the formation of union depots and stations for railroads in this State,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 33
Nays 3

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Bush,
Carter,
Daggett,
Early,
Eddy,

Messrs. Edsall,
Epler,
Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Jewett,
Kerr,
Landrigan,
Langley,

Messrs. McNulta,
Nicholson,
Pierce,
Reddick,
Richardson,
Solomon,
Starne,
Strevel,
Vaughan,
Washburn,
Wilkinson,

Those voting in the negative are,

Mr. Whiting,

Mr. Williams,

Mr. Woodard.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Eddy entered a motion to reconsider the vote whereby the Senate adopted the Senate amendments to House bill No. 598.

Senate bill, No. 466, for "An act to amend section seven, of chapter fifty-five, of the Revised Statutes of 1845, entitled 'Jails and Jailers,'" was taken up.

By unanimous consent, the following amendment was adopted:

Strike out the words "or other thing," in lines 7 and 8.

Senate bill, No. 466, for "An act to amend section seven of chapter fifty-five of the Revised Statutes of 1845, entitled 'Jails and Jailers,'"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....81
Nays 1

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Allen,
Bangs,
Bowman,
Bush,
Carter,
Daggett,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Jewett,
Langley,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Solomon,
Starnes,
Strevell,
Vaughan,
Washburn,
Whiting,
Williams,
Woodard.

Mr. Bishop voted in the negative.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Eddy, from the joint committee on engrossed and enrolled bills, reports as having been properly enrolled, Senate bills of the following titles, to-wit:

Senate bill, No. 403, for "An act to provide for the copying of old or damaged public record books."

Senate bill, No. 275, for "An act to secure to all persons freedom in the selection of an occupation, profession or employment."

Senate bill, No. 471, for "An act to repeal certain acts and parts of acts therein named and relative to practice,"

Was taken up and read at large a second time.

Mr. Edsall offered the following amendment; which was adopted:

Add to section 1 the following:

"*Provided*, that all proceedings had and rights acquired under the act, and parts of acts hereby repealed, prior to the time this act takes effect, shall be and remain as valid and effectual in law as if such acts and parts of acts were not repealed."

The bill was ordered engrossed and printed for a third reading.

On motion of Mr. Langley,

The House resolution concerning swamp and overflowed lands in the respective States was taken up, and concurred in by the Senate.

At 6:15 o'clock P. M.,

On motion of Mr. Reddick,

The Senate adjourned until 7:30 o'clock P. M.

SEVEN-THIRTY O'CLOCK P. M.

Senate met, pursuant to adjournment.

The hour for the special order having arrived, being the consideration of Senate bill No. 428, and the resolution concerning the railroad and warehouse commissioners,

On motion of Mr. Harlan,

The special order was postponed until 10:30 o'clock A. M. to-morrow.

Mr. Pierce (by unanimous consent) introduced

Senate bill, No. 472, for "An act to provide for vaccination in the public schools of this State, and to prevent the spread of small-pox therein."

Which was read at large a first time, and

Ordered to a second reading.

House bill, No. 662, for "An act to enable life, fire, marine, and fire and marine insurance companies to retire from business, and to withdraw securities,"

Was taken up, read at large a first time, and

Ordered to a second reading, and

Referred to the committee on insurance.

House bill, No. 740, for "An act in relation to statutes at large,"

Was taken up, read at large a first time, and

Ordered to a second reading.

House bill, No. 759, for "An act in regard to the rate of interest,"

Was taken up, read at large a first time, and

Ordered to a second reading, and

Referred to the committee on judiciary.

House bill, No. 230, for "An act to provide for the safety of persons and property at railroad crossings of the highways,"

Was taken up, read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. Eddy,

Referred to the committee on railroads and warehouses.

A message from the House of Representatives, by Mr. Reece:

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 37, for "An act to establish and maintain a system of free schools," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

House bill, No. 806, for "An act to provide for the care and custody of persons who have been pronounced incurably insane,"

Was taken up, read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. Pierce,

Referred to the committee on state charitable institutions.

House bill, No. 819, for "An act to dispose of the dockets, books and papers, and settle the unfinished business of the late Recorder's Court of the city of Sparta, in Randolph county, State of Illinois,"

Was taken up, read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. Eddy,

Referred to the committee on judiciary.

House bill, No. 734, for "An act to make appropriations to pay certain expenses of the State government for which no appropriation has heretofore been made,"

Was taken up, read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. Pierce,

Referred to the committee on expenditures of the general assembly.

House bill, No. 731, for "An act concerning 'Bastardy,'"

Was taken up, read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. Flagg,

Referred to the committee on judiciary.

House bill, No. 729, for "An act in regard to liens,"

Was taken up, read at large a first time, and

Ordered to a second reading, and

Referred to the committee on judiciary.

House bill, No. 631, for "An act to authorize the Secretary of State to sell or otherwise dispose of surplus books, printed laws, journals, legislative reports, or other books,"

Was taken up, read at large a first time, and

Ordered to a second reading, and

Referred to the committee on finance.

Senate bill, No. 462, for "An act to allow appeal from interlocutory orders allowing alimony or solicitors' fees in cases for divorce,"

Was taken up, read at large a second time, and

Ordered engrossed and printed for a third reading.

Senate bill, No. 431, for "An act providing for the disposition of moneys in the hands of the State Treasurer, belonging to cities, towns, townships or municipalities,"

Was taken up, read at large a second time, and

Referred to the committee on judiciary.

Senate bill, No. 470, for "An act to prevent extortion in the making of abstracts and claims of title, and copies thereof, and of extracts and memoranda in case of the destruction of the records of the recorder's office in any county,"

Was taken up, read at large a second time, and

Referred to the committee on judiciary, and ordered printed.

Senate bill, No. 469, for "An act to limit the fees to be charged by public officers for service under any law to remedy the evils consequent upon the destruction of any public records by fire or otherwise,"

Was taken up, read at large a second time, and,

Ordered engrossed and printed for a third reading.

House bill, No. 728, for "An act in regard to elections and to provide for filling vacancies in elective officers,"

Was taken up, read at large a second time, and

Ordered to a third reading.

Mr. Hampton introduced

Senate bill, No. 473, for "An act to regulate and govern sheriffs and jailers as to the manner of confining prisoners."

Which was read at large a first time, and

Ordered to a second reading.

Senate bills No. 255, 263, 31, 145, 336, 360, were taken up, and referred to the committee on judiciary.

At 8:10 o'clock P. M.,

On motion of Mr. Eddy,

The Senate adjourned until 10 o'clock A. M., to-morrow.

FRIDAY, MARCH 22, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Carnahan.

The journal of yesterday was being read, when,

On motion of Mr. Carter,

The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (40) answered to their names:

Messrs. Alexander,

Allen,

Anderson,

Bangs,

Bishop,

Bowman,

Boyd,

Bush,

Carter,

Daggett,

Donahue,

Early,

Eddy,

Edsall,

Messrs. Flagg,

Fuller,

Hampton,

Harlan,

Holcomb,

Hunter,

Jackson,

Jewett,

Kerr,

Landrigan,

Langley,

McNulta,

Nicholson,

Messrs. Pierce,

Reddick,

Richardson,

Senter,

Solomon,

Starnes,

Strevel,

Vaughan,

Washburn,

Whiting,

Wilkinson,

Williams,

Woodard.

Mr. Bishop, from the committee on judiciary, to which was referred House bill, No. 761, for "An act to repeal an act entitled 'an act to provide for the permanent survey of lands,' approved March 25, 1869," reported the same back, and recommended its passage.

On motion of Mr. Eddy,

The bill was referred to the committee on counties and township organization.

Mr. Fuller, from the committee on judiciary, to which was referred Senate bill, No. 336, for "An act in regard to guardians and wards," reported the same back, with the House amendments thereto, and recommended the Senate concur in the following House amendments:

Amend section 22, by adding the following to the section: "The guardian shall be chargeable with interest upon any money which he shall wrongfully or negligently allow to remain in his hands uninvested after the same might have been invested."

Amend further by adding the following section:

"§ 51. The following acts and parts of acts are hereby repealed: Chapter forty-seven of the Revised Statutes of 1845, entitled "Guardian and Ward;" an act entitled "An act to protect the interests of orphans and minors, and for other purposes," approved February 16, 1847; an act entitled "An act to amend the law in relation to securities of guardians," approved February 19, 1847; an act entitled "An act to amend chapter forty-seven of the Revised Statutes, entitled

'Guardians and Wards,' " approved February 8, 1853 ; an act entitled "An act in relation to foreign guardians," approved February 10, 1853 ; an act entitled "An act to legalize the appointment of guardians," approved February 12, 1853 ; an act entitled "An act in relation to non-resident guardians," approved February 12, 1853 ; an act entitled "An act giving county courts jurisdiction in certain cases therein named," approved February 8, 1857 : an act entitled "An act to amend section 16 of chapter 47 of Revised Statutes, entitled 'Guardian and Ward,' " approved February 21, 1861 ; an act entitled "An act to amend the 47th chapter of the Revised Statutes, entitled 'Guardians and Wards,' " approved February 16, 1865 ; an act entitled "An act to amend chapter 47 of the Revised Statutes of 1845, approved March 4, 1869 ; an act entitled "An act to amend chapter 47 of the Revised Statutes of 1845, entitled 'Guardian and Ward,' " approved April 8, 1869, and all other acts and parts of acts inconsistent with the provisions of this act ; but the repeal of said acts, or parts of acts, shall not affect any suit or proceeding pending, or impair any right existing at the time this act takes effect ; but all suits and proceedings then commenced may be pursued to final disposition under said acts the same as if this act had not been passed."

The Senate concurred by the following vote: { Yeas.....31
Nays..... 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Bush,
Carter,
Daggett,
Donahue,
Eddy,

Messrs. Edsall,
Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Landrigan,
Langley,
McNulta,

Messrs. Nicholson,
Pierce,
Reddick,
Richardson,
Solomon,
Starnes,
Strevell,
Vaughan,
Washburn,
Williams.

The committee recommended that the Senate do not concur in the following amendment:

Amend section 28, in line 1, strike out "county," before the word "court," and insert "circuit."

The Senate did not concur by the following vote: Yeas, 3 ;
Nays, 28 :

Those voting in the affirmative are,

Mr. Anderson,

Mr. McNulta,

Mr. Washburn.

Those voting in the negative are,

Messrs. Allen,
Bangs,
Bishop,
Bowman,
Bush,
Carter,
Daggett,
Donahue,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Kerr,
Langley,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Solomon,
Starnes,
Strevell,
Vaughan,
Williams,
Woodard.

Mr. Fuller, from the committee on judiciary, to which was referred House bill, No. 759, for "An act in regard to the rate of interest," re-

ported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill Placed among the files for a second reading.

Mr. Fuller, from the committee on judiciary, to which was referred Senate bill, No. 360, for "An act giving county boards control of county convicts, and to provide work houses for, and the employment of such convicts," reported the same back, and recommended that the Senate concur with the House in the following House amendments to the bill:

Amend section three, by adding the following: "*Provided*, this section shall not apply to persons convicted of crimes committed before this act shall go into effect."

The Senate concurred in the adoption of the House amendment to the bill, by the following vote: Yeas, 31; Nays, 1:

Those voting in the affirmative are,

Messrs.	Messrs.	Messrs.
Allen,	Epler,	Reddick,
Anderson,	Fuller,	Richardson,
Bangs,	Hampton,	Solomon,
Bishop,	Harlan,	Starne,
Bowman,	Holcomb,	Strevell,
Bush,	Jewett,	Vaughan,
Carter,	Kerr,	Washburn,
Daggett,	Landrigan,	Wilkinson,
Donahue,	Langley,	Williams,
Eddy,	Nicholson,	Woodard.
Edsall,	Pierce,	

Mr. Hunter voted in the negative.

At 10:30 A. M., the President announced the special order for the consideration of Senate bill No. 428, and the resolution offered by Mr. Harlan on the 20th inst., and the special order was taken up, and

On motion of Mr. Harlan,

Was postponed until 10 o'clock A. M., Tuesday, March 26, 1872.

On motion of Mr. Flagg,

The rules were suspended to take up Senate bill No. 37, and the bill was taken up.

The question being upon concurring with the House in the adoption of the following amendments to the bill:

Amend section 7 in line 12, by adding the letter "s" to "fund."

Amend section 9 by striking out in lines 9 and 10, the words "and until such district shall have maintained free schools therein, as required by law."

In section 11, line 7, after the word "board" insert "or judge and clerk of the county court."

In section 14, line 2, add "s" to the word "purpose."

In section 22, line 3, strike out "two" and insert "one." In line 4, after word "superintendent" insert "or trustees of schools," and after the word "said," same line, insert "township or." In line 6, after the word "superintendent" insert "or trustees of schools."

In section 30, line 8, after the word "recovered" insert "in the name of the People of the State of Illinois."

In section 36, line 20, change "their" to "the."

In section 39, line 2, strike out "demise" and insert "devise," and in line 4, strike out "proper" and insert "corporate."

In section 41, add at the end of the section, "and all such sales shall be by public auction."

In section 42, line 49, after the word "done" insert "sufficient."

In section 43, line 2, strike out "seven" and insert "nine;" and in line 6, after the word "district" insert "not to exceed two per cent. for educational, and three per cent. for building purposes."

In section 48, line 6, strike out "six" and insert "five." In line 18, strike out "two year" and insert "four years;" and in line 23, strike out "six" and insert "nine."

In section 50, strike out all after the word "health," in line 5, to the word "said" in line 10, and insert the following: "It shall be the duty of the county superintendent to grant certificates to such persons as may, upon due examination, be found to possess the necessary qualifications—said examination to be conducted by himself and two competent and discreet persons, to be appointed by the county board, at their first meeting after the election of county superintendent, if they deem such appointment expedient." Add to section 50, the following: "*Provided*, that county superintendents or boards of examiners may, on request of directors, grant certificates to teachers who do not possess the qualifications for teaching the elements of natural science, physiology, or the laws of health."

In section 53, strike out, in line 21, after the word "errors" the word "and."

In section 54, line 18, after the word "twenty" insert "two."

In section 56, line 12, after the word "county" insert "or town." In line 25, after the word "trustees" insert "directors."

In section 58, line 17, after the words "possession of the premises," insert "and we, A B, and C, wife of said A B, hereby release all right to the said premises which we may have, by virtue of any homestead laws of this State."

In section 61, line 11, strike out "under" and insert "of." Add at the end of the section "and under."

Amend section 63 by striking out all of said section, after the word "unpaid," in line 20, to the end of the section.

In section 70, in line 3, insert "one" after the word "twenty."

In section 80, in line 8, after the words "six members" insert "and three additional members for every additional ten thousand inhabitants." In line 19, strike out "two" where it occurs before the word "shall," and also before the word "for," and insert in each case in lieu thereof, the word "one-third." In line 20, strike out "two," before "members," and insert "one-third of the."

Insert the following new section :

"§ 83½. Any fractional township not having the requisite number of inhabitants to petition for the sale of the school lands therein, as provided in section 83, which has not heretofore been united with any other township for school purposes, and which does not contain a sufficient number of inhabitants to maintain a free school, is hereby attached to the adjacent congressional township having the longest territorial line bordering on such fractional township, for school purposes :

and all the provisions of this act shall apply to such united townships the same as though they were one and the same township."

In section 93, line 1, strike out "court" and insert "board." In line 2, strike out "court" and insert "county board." In lines 8 and 9, strike out "court" and insert "board."

In section 94, line 4, strike out "court" and insert "board."

Add to section 95, the following: "And all such patents, heretofore or hereafter so issued by the State for school lands, or duly certified copies thereof from any record legally made, shall, after the lapse of seven years from the date of such patent, and such sale having been acquiesced in for ten years by the inhabitants of the township in which the land so conveyed may be situated, be conclusive evidence as to the legality of the sale, and that the title to such land was, at the date of the patent, legally vested in the patentee."

In section 97, line 10, insert after the words "and parts of acts," the words "inconsistent with this act."

The Senate concurred by the following vote: { Yeas.....27
Nays..... 3

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Bush,
Carter,
Daggett,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Harlan,
Hunter,
Jewett,
Kerr,
Langley,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Solomon,
Starnes,
Vaughan,
Washburn,
Wilkinson,
Woodard.

Those voting in the negative are,

Mr. Bishop,

Mr. Donahue,

Mr. Williams.

Mr. Langley, from the committee on judiciary, to which was referred House bill, No. 819, for "An act to dispose of the dockets, books and papers, and settle the unfinished business of the late recorder's court of the city of Sparta, in Randolph county, State of Illinois," reported the same back and recommended its passage.

The bill was placed among the files for a second reading.

Mr. Vaughan moved to suspend the rules in order to take up Senate bill No. 412,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 25
Nays 3

Those voting in the affirmative are,

Messrs. Anderson,
Bangs,
Bowman,
Carter,
Daggett,
Donahue,
Eddy,
Flagg,
Hampton,

Messrs. Harlan,
Hunter,
Jewett,
Kerr,
Langley,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Solomon,
Starnes,
Vaughan,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Mr. Edsall,

Mr. Fuller,

Mr. Washburn.

So the Senate suspended the rules.

The bill (S. B. No. 412) was then taken up, and pending the reading of the same at large a second time,

On motion of Mr. Kerr,

It was postponed to and made the special order for 7:30 P. M.

Mr. Eddy, from the committee on judiciary, to which was referred Senate bill, No. 468, for "An act to provide for the completion of the revision of the statutes," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill read at large a second time.

Mr. Strevell offered the following amendment to the bill:

Fill blank in section 3 with "three thousand dollars."

Mr. Jewett offered the following amendment; which was adopted:

Fill the blank in section 3 with "five thousand dollars."

Mr. Edsall moved to reconsider the vote whereby the amendment was adopted,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....23
Nays.....10

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Carter,
Daggett,
Dore,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Solomon,
Strevell,
Washburn,
Wilkinson.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Bowman,
Bush,

Messrs. Donahue,
Epler,
Harlan,

Messrs. Starne,
Williams,
Woodard.

So the vote was reconsidered.

The question then being upon the adoption of the amendment offered by Mr. Jewett,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 8
Nays..... 25

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bowman,

Messrs. Bush,
Donahue,
Epler,

Messrs. Starne,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Carter,
Daggett,
Dore,
Eddy,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Solomon,
Strevell,
Washburn,
Wilkinson,
Williams.

So the amendment was lost.

The amendment offered by Mr. Strevell was then adopted, and the bill (S.B. 468) ordered to be engrossed and printed for third reading.

Mr. Eddy, from the committee on judiciary, to which was referred Senate bill, No. 470, for "An act to prevent extortion in the making of abstracts and chains of title, and copies thereof, and of extracts and memoranda in case of the destruction of the records of the recorder's office in any county," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered to be engrossed and printed for a third reading.

Mr. Eddy, from the joint committee on enrolled bills, reports as having been properly enrolled, Senate bills of the following titles, to-wit:

Senate bill, No. 410, for "An act to provide for the collection of revenue, and for the sale of real estate for non-payment of taxes or special assessments for State, county, municipal or other purposes."

Senate bill, No. 337, for "An act in regard to the administration of estates."

Senate bill, No. 433, for "An act to make the certificates of the register or receiver of any land office of the United States *prima facie* evidence."

Senate bill, No. 447, for "An act in regard to Attorneys General and State's Attorneys."

Senate bill, No. 399, for "An act to exempt the homestead from forced sale, and to provide for the setting off the same, and to exempt certain personal property from attachment and sale on execution and from distress for rent."

Senate bill, No. 402, for "An act to change the times of holding courts in the twenty-seventh judicial circuit, and to repeal an act therein named."

Mr. Eddy, from the joint committee on enrolled bills, reports having laid before the Governor, on the 22d day of March, 1872, enrolled bills of the following titles, to-wit:

Senate bill, No. 410, for "An act to provide for the collection of revenue and for the sale of real estate for non-payment of taxes or special assessments for State, county, municipal or other purposes."

Senate bill, No. 337, for "An act concerning the administration of estates."

Senate bill, No. 433, for "An act to make the certificate of the register or receiver of any land office of the United States, *prima facie* evidence."

Senate bill, No. 447, for "An act in regard to Attorneys General and State's Attorneys."

Senate bill, No. 399, for "An act to exempt the homestead from forced sale, and to provide for the setting off the same, and to exempt certain personal property from attachment and sale on execution and from distress from rent."

Senate bill, No. 402, for "An act to change the times of holding courts in the twenty-seventh judicial circuit, and to repeal an act therein named."

Mr. Eddy, from the joint committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bills of the following titles, to-wit :

Senate bill, No. 471, for "An act to repeal certain acts and parts of acts therein named relative to practice."

Senate bill, No. 270, for "An act to compensate the commissioners of the State Board of Public Charities."

Mr. Edsall, from the committee on judiciary, to which was referred House bill No. 731, for "An act concerning 'Bastardy,'" reported the same back, and recommended its passage.

The bill was placed among the files for a second reading.

Mr. Edsall, from the committee on judiciary, to which was referred Senate bill, No. 31, for "An act in regard to mortgage of real and personal property," reported the same back, and recommended that the Senate do not concur in the following amendments to the bill:

Amend by striking out sections 7 and 8.

Amend section 11 by striking out all after "recorded," in the 6th line.

Amend by striking out sections 18 and 19.

The Senate refused to concur in the adoption of the amendments by the following vote: Yeas, 2; Nays 26:

Messrs. Jewett and Woodard voted in the affirmative.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Bangs,
Bowman,
Bush,
Carter,
Daggett,
Donahue,
Dore,

Messrs. Eddy,
Edsall,
Epler,
Fuller,
Harlan,
Holcomb,
Kerr,
Langley,
Pierce,

Messrs. Reddick,
Richardson,
Solomon,
Starnes,
Strevell,
Washburn,
Wilkinson,
Williams.

The committee then reported the following amendments, and asked that the Senate concur in their adoption:

Amend section 13 by striking out in line 2 the word "one," and inserting "three;" and by inserting after the word "charges," in line 4 the words, "and proof of payment."

Amend section 9 by striking out in line 1 the words, "which shall appear to have been."

Amend by adding the following section:

"§ —. The following acts and parts of acts are hereby repealed: Chapter 20 of the Revised Statutes of 1845, entitled "Chattel Mortgages;" an act entitled "An act to amend chapter 20 of the Revised Statutes of 1845, entitled 'Chattel Mortgages,' approved February 12, 1861; an act entitled "An act to amend an act entitled 'an act to amend chapter 24 of the Revised Code of 1845, entitled 'Conveyances,' approved February 21, 1861, approved March 27, 1869; sections 12, 37 and 38 of chapter 24 of the Revised Statutes of 1845, entitled "Conveyances;" an act entitled "An act to amend chapter 24 of the Revised Statutes, entitled 'Conveyances,' approved March 9,

1869; an act entitled "An act for the releasing of trust deeds in the nature of mortgages," approved February 25, 1867; an act entitled "An act to protect widows and orphans from the sacrifice of their property by sales upon mortgages and trust deeds," approved March 30, 1869; section 23 of chapter 57 of the Revised Statutes of 1845, entitled "Judgments and Executions," and all other acts and parts of acts inconsistent with the provisions of this act; but the repeal of said acts or parts of acts shall not affect any suits or proceedings that may be pending, or any rights that may have accrued when this act shall take effect."

The Senate then concurred in their adoption by the following vote: Yeas, 29; Nays, 1.

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bush,
Daggett,
Donahue,
Dore,
Eddy,
Edsall,

Messrs. Epler,
Flagg,
Fuller,
Hampton,
Harlan,
Holoomb,
Kerr,
Langley,
McNulta,
Pierce,

Messrs. Reddick,
Richardson,
Solomon,
Starna,
Strevell,
Washburn,
Wilkinson,
Williams,
Weedard.

Mr. Jewett voted in the negative.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

WHEREAS on the 22d day of February, A. D. 1871, the establishment of the Public Binder, H. W. Rokker, was destroyed by fire, and therewith work performed by him as Public Binder, under his contract with the State, to a considerable amount, was totally destroyed by the fire, for which said Rokker claims that he has received no pay from the State; now therefore, be it

Resolved by the House of Representatives, the Senate concurring herein, That the Secretary of State, Auditor and Treasurer, in their settlement with said Rokker, as State Binder under his contract with the State, be and they are hereby authorized to allow said Rokker, in such settlement, for all work done by him as such binder for the State, destroyed by fire, and for which he has received no pay, taking as a basis for such allowance the contract price for such work.

In the adoption of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 718, for "An act to provide for the inspection and sale of mineral oils and fluids, the product of petroleum, used for illuminating purposes."

In the passage of which I am instructed to ask the concurrence of the Senate.

Mr. Eddy, from the joint committee on enrolled bills, reports as having been properly enrolled Senate bill of the following title, to-wit:

Senate bill, No. 401, for "An act in regard to judgments and decrees and the manner of enforcing the same by execution, and to provide for the redemption of real estate sold under execution or decree."

Mr. Eddy, from the joint committee on enrolled bills, reports as having laid before the Governor, on the 22d day of March, A. D. 1872, enrolled bill of the following title, to-wit:

Senate bill, No. 401, for "An act in regard to judgments and decrees, and the manner of enforcing the same by execution, and to provide for the redemption of real estate sold under execution or decree."

Mr. Epler then entered a motion to reconsider the vote whereby House bill, No. 759, was ordered to a second reading.

Mr. Dore then offered the following resolution:

Resolved, That the Governor is hereby requested to return House bill, No. 771, to the Senate.

On motion of Mr. Dore,

The rules were then suspended and the resolution taken up.

On motion of Mr. Anderson,

The previous question was ordered.

The question then being upon the adoption of the resolution,

And the yeas and nays being demanded,

The resolution was adopted by the following vote: Yeas, 19;
Nays, 10.

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bush,
Carter,
Daggett,

Messrs. Dore,
Edsall,
Epler,
Fuller,
Hampton,
Harlan,

Messrs. Jackson,
Jewett,
Landrigan,
Vaughan,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Donahue,
Flagg,
Holcomb,
Kerr,

Messrs. Langley,
McNulta,
Richardson,

Messrs. Solomon,
Strevell,
Washburn.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 828, for "An act to attach the county of Tazewell to the Central Grand Division."

In the passage of which I am instructed to ask the concurrence of the Senate.

On motion of Mr. Anderson,

House bill, No. 768, for "An act to provide for the appointment of a successor in trust to the trustees named in an act entitled 'an act to incorporate the Illinois Central Railroad Company,' approved February 10, 1851, and their successors in trust, and to define his duties,"

Was made the special order for 3 o'clock P. M., Wednesday, March 27, 1872.

At 12:47 o'clock P. M.,

On motion of Mr. Richardson,
The Senate adjourned until 2:30 o'clock P. M.

TWO-THIRTY O'CLOCK P. M.

Senate met, pursuant to adjournment.

Leave of absence was then granted Mr. Washburn indefinitely.

On motion of Mr. Daggett,
Leave of absence was granted Mr. Pierce until Tuesday next.

Mr. Langley, from the committee on corporations, to which was referred House bill, No. 604, for "An act to enable associations of persons to raise funds, to be loaned only among their members, for building homesteads, and for other purposes, to become a body corporate," reported the same back, with amendments, and recommended their adoption.

The report of the committee was concurred in, and the bill
Ordered to a third reading.

A message from the Governor, by E. B. Harlan, Private Secretary.

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILL., March 22, 1872.

HON. JOHN DOUGHERTY, *President of the Senate*:

SIR: In response to a resolution passed this day by the Senate, I have the honor to return to the Senate House bill No. 771, without official action.

Respectfully,

JOHN M. PALMER.

Mr. Hampton, from the committee on printing, to which was referred House bill, No. 747, for "An act to provide for and regulate the execution of the public printing," reported the same back, with an amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill placed among the files for a second reading.

Mr. Hampton, from the committee on domestic relations, to which was referred Senate bill, No. 375, for "An act requiring physicians and surgeons practicing in this State to register, and prescribing penalties for violation of this act," reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

On motion of Mr. Fuller,
House bill, No. 740, for "An act in relation to statutes at large,"
was taken up, and
Referred to the committee on judiciary.

On motion of Mr. Fuller,

Senate bill, No. 205, for "An act to provide for the exercise of the right of eminent domain," was taken up, and made the special order for Tuesday, March 26th, 1872, at 10 o'clock A. M.

On motion of Mr. Bush,

House message of the 15th inst., relating to boards of trustees of charitable institutions, was taken up and concurred in.

On motion of Mr. Fuller,

House message of to-day, relating to the payment of money to H. W. Rokker, public binder, was taken up and concurred in.

On motion of Mr. Kerr,

House message of the 19th inst., relating to rates of toll on canals, was taken up and concurred in.

Mr. Langley introduced

Senate bill, No. 474, for "An act to establish the office of State War Claim Agent, and define the duties of his office."

Which was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on military affairs.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 345, for "An act to define the jurisdiction of the cities and incorporated towns bordering on the Ohio river."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 158, for "An act relating to parent and child," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay,

Mr. President; I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, to-wit:

House bill, No. 693, for "An act concerning masters in chancery,"

House bill, No. 710, for "An act to provide for the appointment, qualification and duties of notaries public, and certifying their official acts."

House bill, No. 760, for "An act in regard to arbitrations and awards."

House bill, No. 792, for "An act to amend an act entitled 'an act to authorize the formation of township insurance companies,' approved February the 20th, A. D. 1867."

In the passage of which I am instructed to ask the concurrence of the Senate.

Mr. Bush then offered the following resolution under the suspension of the rules:

Resolved, that when this Senate adjourn to-day it stand adjourned until Monday at 7 P. M.

On motion of Mr. Anderson,
A call of the Senate was ordered, when

The following Senators (31) answered to their names:

Messrs. Alexander,	Messrs. Edsall,	Messrs. McNulta,
Allen,	Fuller,	Reddick,
Anderson,	Hampton,	Richardson,
Bangs,	Harlan,	Solomon,
Bishop,	Holcomb,	Starne,
Bowman,	Jackson,	Strevell,
Bush,	Jewett,	Vaughan,
Carter,	Kerr,	Wilkinson,
Daggett,	Landrigan,	Williams,
Donahue,	Langley,	Woodard.
Dore,		

On motion of Mr. Bush,
Further proceedings under the call were dispensed with.
The question being upon the adoption of the resolution,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 9
Nays 23

Those voting in the affirmative are,

Messrs. Allen,	Messrs. Dore,	Messrs. Landrigan,
Bishop,	Eddy,	Williams,
Carter,	Jewett,	Woodard.

Those voting in the negative are,

Messrs. Alexander,	Messrs. Fuller,	Messrs. Reddick,
Anderson,	Hampton,	Richardson,
Bangs,	Harlan,	Solomon,
Bowman,	Holcomb,	Starne,
Bush,	Jackson,	Strevell,
Daggett,	Kerr,	Vaughan,
Donahue,	Langley,	Wilkinson.
Edsall,	McNulta,	

Mr. Alexander moved to reconsider the vote whereby House bill No. 12 was ordered to a third reading; which motion was decided in the affirmative.

Mr. Alexander then moved to reconsider the vote adopting the following amendment:

Amend line 8, section 5, by inserting after the word "deposits," "boaring interest not exceeding 6 per cent.;" which motion was decided in the affirmative.

Mr. Alexander then offered the following amendment; which was adopted:

Amend line 8, section 5, by inserting after the word "deposits" the words "and pay interest thereon at a rate not exceeding 6 per cent. per annum."

The bill (H. B. No. 12) was then ordered to a third reading and the amendments printed.

Mr. Dore introduced

Senate bill, No. 475, for "An act to prevent and punish fraud upon or relating to titles to land."

Which was read at large a first time, and

Ordered to a second reading.

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Bowman,
Carter,
Daggett,
Donahue,
Eddy,
Edsall,

Messrs. Epler,
Flagg,
Fuller,
Hampton,
Holcomb,
Jewett,
Landrigan,
Langley,
McNulta,

Messrs. Reddick,
Solomon,
Starne,
Strevell,
Vaughan,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

House bill, No. 715, for "An act to define the twenty-eighth judicial circuit, and to fix the time of holding circuit court therein,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 26
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Bowman,
Carter,
Daggett,
Donahue,
Dore,
Edsall,

Messrs. Epler,
Flagg,
Fuller,
Hampton,
Holcomb,
Jewett,
Landrigan,
Langley,
McNulta,

Messrs. Reddick,
Solomon,
Starne,
Strevell,
Vaughan,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

House bill, No. 714, for "An act to define the ninth judicial circuit and to fix the time of holding circuit court therein,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 27
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Bowman,
Carter,
Daggett,
Donahue,
Dore,
Eddy,

Messrs. Edsall,
Epler,
Flagg,
Fuller,
Hampton,
Holcomb,
Jewett,
Landrigan,
Langley,

Messrs. McNulta,
Reddick,
Solomon,
Starne,
Strevell,
Vaughan,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

House bill, No. 137, for "An act to protect contractors, sub-contractors and laborers in their claims against railroad companies, or corporations, contractors and sub-contractors,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 26
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Bowman,
Carter,
Daggett,
Donahue,
Dore,
Eddy,

Messrs. Edsall,
Flagg,
Fuller,
Hampton,
Holcomb,
Jewett,
Landrigan,
Langley,
McNulta,

Messrs. Reddick,
Solomon,
Starna,
Strevell,
Vaughan,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

House bill, No. 617, for "An act to prohibit the use of common jails by the authorities of cities and towns, as a calaboose or lock-up,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 26
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Bowman,
Carter,
Daggett,
Donahue,
Dore,
Eddy,

Messrs. Edsall,
Flagg,
Fuller,
Hampton,
Holcomb,
Jewett,
Landrigan,
Langley,
McNulta,

Messrs. Reddick,
Solomon,
Starna,
Strevell,
Vaughan,
Wilkinson,
Williams,
Woodard.

On motion of Mr. Edsall,

The following amendment to the title was adopted:

Amend title as follows: Strike out all after the word "act," and insert "in regard to the use of jails by cities, towns and villages."

Ordered that the title be as amended, and that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

WHEREAS the convention for the improvement of the Ohio river, recently held at Cincinnati, passed the following resolution, viz:

Resolved, That the Governors of the States of Pennsylvania, West Virginia, Indiana, Illinois, Ohio, Kentucky and Tennessee, be requested to appoint each a committee of five members, who shall form a commission to look after the improvement of the Ohio river and its navigable tributaries, and adopt whatever measures they may deem necessary to accomplish the object; (a copy of which resolution has been communicated to the Governor of the State of Illinois;) and whereas, the Governor of the State of Indiana has already responded to said resolution, by the appointment of a committee of five gentlemen, residents of said State, in accordance with said resolution; therefore, be it

Resolved by the House of Representatives, the Senate concurring herein, That His Excellency, Governor Palmer, be requested to appoint a committee of five suitable persons of the State of Illinois, to act in conjunction with the committees from other States, appointed for the purpose above mentioned.

In the adoption of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am instructed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 191, for "An act requiring the Secretary of State to make a biennial report of the business of his office," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

Mr. Eddy, from the committee on enrolled and engrossed bills, reports as having been properly engrossed Senate bills of the following titles, to-wit :

Senate bill, No. 462, for "An act to allow appeals from interlocutory orders, allowing alimony or solicitors' fees in cases for divorce."

Senate bill, No. 469, for "An act to limit the fees to be charged by public officers for service under any law to remedy the evils consequent upon the destruction of any public records, by fire or otherwise."

Senate bill, No. 470, for "An act to prevent extortion in the making of abstracts and chains of title, and copies thereof, and of extracts and memoranda in case of the destruction of the records of the recorder's office of any county."

Senate bill, No. 468, for "An act to provide for the completion of the revision of the statutes."

Senate bill, No. 473, for "An act to regulate and govern sheriffs and jailers as to the manner of confining prisoners."

Mr. Eddy, from the joint committee on enrolled bills, reports as having been properly enrolled, Senate bill of the following title, to-wit:

Senate bill, No. 345, for "An act to define the jurisdiction of the cities and incorporated towns bordering on the Ohio river."

Mr. Eddy, from the joint committee on enrolled bills, reports having laid before the Governor on the 22d day of March, 1872, enrolled bill of the following title, to-wit :

Senate bill, No. 345, for "An act to define the jurisdiction of the cities and incorporated towns bordering on the Ohio river."

House bill, No. 108, for "An act for the protection of game and fish."

Was taken up, read at large a third time, and,

On motion of Mr. Flagg,

Referred to the committee on agriculture and drainage.

On motion of Mr. Hampton,

The vote whereby the resolution offered by Mr. Bush this day, relating to adjournment, was lost, was reconsidered.

The question being upon the adoption of the resolution,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas..... 15
Nays..... 11

Those voting in the affirmative are,

Messrs. Allen,
Carter,
Daggett,
Donahue,
Dore,

Messrs. Eddy,
Flagg,
Hampton,
Jewett,
Langley,

Messrs. McNulta,
Starna,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Bowman,
Edsall,

Messrs. Fuller,
Holcomb,
Landrigan,
Reddick,

Messrs. Solomon,
Strevell,
Vaughan.

So the resolution was adopted.

On motion of Mr. Holcomb,

The House message of this day, relating to a convention for the improvement of the Ohio river, was taken up and concurred in.

On motion of Mr. Eddy,

The vote whereby Senate bill No. 412 was made the special order for this 7 P. M., was reconsidered, and the question being on making the bill special order for 7 o'clock P. M., it was decided in the negative.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed bills of the following titles, to-wit:

Senate bill, No. 399, for "An act to exempt the homestead from forced sale, and to provide for the setting off the same, and to exempt certain personal property from attachment and sale on execution, and from distress for rent."

Senate bill, No. 100, for "An act in regard to mills and millers, and dams for mills and other machinery and navigation."

House bill, No. 335, for "An act to prevent the destruction of fish in the State of Illinois, and to secure the unobstructed passage of fish in all the waters of this State wherein they were once accustomed to be found."

The bill (Senate bill No. 412) was then taken up, and read at large a second time.

Mr. Vaughan offered various amendments to the bill; which were adopted:

The bill (Senate bill No. 412) was then ordered engrossed and printed for a third reading.

House bill, No. 828, for "An act to attack the county of Tazewell to the central grand division,"

Was taken up, read at large a first time, and

Ordered to a second reading, and,

On motion of Mr. Strevell,

Referred to the committee on judiciary.

House bill, No. 710, for "An act to provide for the appointment, qualifications and duties of notaries, and certifying their official acts,"

Was taken up, read at large a first time, and

Ordered to a second reading, and

Referred to the committee on judiciary.

House bill, No. 693, for "An act concerning masters in chancery,"
Was taken up, read at large a first time, and
Ordered to a second reading, and
Referred to the committee on judiciary.

House bill, No. 792, for "An act to amend an act entitled 'an act to authorize the formation of township insurance companies,' approved February 20, A. D. 1867,"

Was taken up, read at large a first time, and
Ordered to a second reading, and,

On motion of Mr. Fuller,
Referred to the committee on insurance.

House bill, No. 760, for "An act in regard to arbitrations and awards,"

Was taken up, read at large a first time, and
Ordered to a second reading, and
Referred to the committee on judiciary.

House bill, No. 718, for "An act to provide for the inspection and sale of mineral oils and fluids, the product of petroleum, used for illuminating purposes,"

Was taken up, read at large a first time, and
Ordered to a second reading, and
Referred to the committee on geology and science.

At 5:15 o'clock P. M.,

On motion of Mr. Starne,
The Senate adjourned until 7 o'clock P. M., Monday next.

MONDAY, MARCH 25, 1872.

Senate met, pursuant to adjournment.

The journal of Friday last was being read, when,

On motion of Mr. Fuller,

The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (14) answered to their names:

Messrs. Anderson,
Early,
Eddy,
Fuller,
Hampton,

Messrs. Harlan,
Holcomb,
Kerr,
Pierce,
Senter,

Messrs. Solomon,
Washburn,
Whiting,
Williams.

At 7:03 o'clock P. M.,

On motion of Mr. Fuller,
The Senate adjourned until 10 o'clock A. M., to-morrow.

TUESDAY, MARCH 26, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Crane.

The journal of yesterday was then read and approved.

The roll of the Senate was then called, when

The following Senators (26) answered to their names:

Messrs. Alexander,	Messrs. Eddy,	Messrs. Pierce,
Anderson,	Edsall,	Senter,
Bangs,	Fuller,	Solomon,
Bishop,	Hampton,	Starnes,
Carter,	Holcomb,	Voris,
Crawford,	Jewett,	Whiting,
Daggett,	Kerr,	Wilkinson,
Donahue,	Landrigan,	Woodard.
Early,	McNulta,	

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled:

House bill, No. 304, for "An act to provide for changing the names, for changing the place of business, for increasing or decreasing the capital stock, for increasing or decreasing the number of directors, and for the consolidation of incorporated companies."

House bill, No. 371, for "An act to enable counties, cities, townships, school districts, and other municipal corporations, to take up and cancel outstanding bonds and other evidences of indebtedness, and fund the same."

House bill, No. 433, for "An act in regard to evidence and depositions in civil cases."

Mr. Eddy, chairman, from the joint committee on enrolled bills, reports having laid before the Governor, on the 26th day of March, 1872, enrolled bills of the following titles, to-wit:

House bill, No. 304 for "An act to provide for changing the names, for changing the places of business, for increasing or decreasing the capital stock, for increasing or decreasing the number of directors, and for the consolidation of incorporated companies."

House bill, No. 371, for "An act to enable counties, cities, townships, school districts and other municipal corporations to take up and cancel outstanding bonds and other evidences of indebtedness, and fund the same."

House bill, No. 433, for "An act in regard to evidence and depositions in civil cases."

The President then announced the special order, being consideration of resolution of March 20th, 1872, relating to the railroad and warehouse commissioners, and the consideration of Senate bill, No. 428, for "An act to repeal an act approved April 18th, A. D. 1871, entitled 'an act to establish a board of railroad and warehouse commissioners,

and prescribe their powers and duties,'” and the special order was taken up, and,

On motion of Mr. Crawford,

The resolution and bill were laid on the table.

On motion of Mr. Van Dorston,

Senate bill, No. 468, for “An act to provide for the completion of the revision of the Statutes,”

Was taken up, and

Recommitted to the committee on the judiciary.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

Resolved, That the Clerk of this House of Representatives be directed to respectfully request the Senate to return to the House, Senate bill, No. 145, for “An act in regard to the descent of property.”

Mr. Fuller, from the committee on judiciary, to which was referred Senate bill, No. 145, for “An act in regard to the descent of property,” reported the same back.

The resolution of the House, relating to the return of the same, was then taken up and adopted, and the bill (S. B. No. 145,) ordered returned to the House.

The special order, being consideration of Senate bill, No. 205, for “An act to provide for the exercise of the right of eminent domain,” was then taken up.

The question being the adoption of the following Senate amendments to the House substitute for the bill:

Amend by striking out section 2, and insert the following:

“§ 2. That in all cases where the right to take private property for public use, without the owner's consent, or the right to construct or maintain any public road, railroad, plankroad, turnpike road, canal, or other public work or improvement, or which may damage property not actually taken, has been heretofore, or shall hereafter be conferred by general law or special charter upon any corporate or municipal authority, public body, officer or agent, person, commissioner or corporation, and the damages or compensation to be paid for or in respect of the property sought to be appropriated or damaged for the purposes above mentioned, cannot be agreed upon by the parties interested, or in case the owner of the property is incapable of consenting, or his name or residence is unknown, or he is a non-resident of the State, it shall be lawful for the party authorized to take or damage the property so required, or to construct, operate and maintain any public road, railroad, plankroad, turnpike road, canal, or other public work or improvement, to apply to the judge of the circuit or county court, either in vacation or term time, where the said property or any part thereof is situate, by filing with the clerk a petition, setting forth, by reference, his or their authority in the premises, the purpose for which said property is sought to be taken or damaged, a description of the property, the names of all persons interested therein as owners or otherwise, as appearing of record, if known, or if not known, stating that

fact, and praying such judge to cause the damages or compensation to be paid to the owner to be assessed. If the proceedings seek to affect the property of persons under guardianship, the guardians or conservators of persons having conservators, their conservators shall be made parties defendant, and if of married women, their husbands shall also be made parties. Persons interested, whose names are unknown, may be made parties defendant by the description of the unknown owners, but in all such cases an affidavit shall be filed by or on behalf of the petitioner, setting forth that the names of such persons are unknown. In cases where the property is sought to be taken or damaged by the State for the purpose of establishing, operating or maintaining any state house or state charitable or other state institutions or improvements, the petition shall be signed by the Governor or such other person as he shall direct, or as shall be provided by law."

Amend section 5, by adding at the end of said section, the following:

"Any number of separate parcels of property, situate in the same county, may be included in one petition, and the damages or compensation for each shall be assessed separately, by the same or different juries, as the court or judge may direct. Amendments to the petition, or to any paper or record in the cause, may be permitted whenever necessary to a fair trial and final determination of the questions involved. Should it become necessary at any stage of the proceedings to bring a new party before the court or judge, the court or judge shall have the power to make such rule or order in relation thereto as may be deemed reasonable and proper; and shall also have power to make all necessary rules and orders for notice to parties of the pendency of the proceeding, and to issue all process necessary to the execution of orders and judgments as they may be entered."

Amend section 6 by striking out all after the word "county," in line 9, and inserting in lieu thereof the following: "At a time to be named in the venire."

Amend section 7 by inserting the words "and damages" after the word "compensation," in 1st line. Also, strike out of 4th line, the words "or justice of the peace."

Amend section 8, line 3, by inserting after the word "compensation," in 3d line, the words "and damages." Also, insert the words "or damages" after the word "taken," in line 4. Also, strike out of said section, in line 1, the words "or justice of the peace."

Amend section 9 by inserting after the word "taken," in line 2, the words, "or damage." Also, after the word "compensation," in line 5, insert the words "and damages;" and insert the word "or" after the word "court," in line 4, and strike out the words "or justice," in line 4.

Also, amend section 9 by adding at the end of said section, the following:

"*Provided*, that no benefits or advantages which may accrue to lands or property affected, in common with adjoining lands or property in the vicinity on which such road, canal or improvement does not pass, shall be set off against or deducted from such compensation

or damages, in any case where any private corporation seeks to exercise the right of eminent domain under the provisions of this act."

Amend section 10 by striking out of line 1 the words, "or justice." Also, in line 3, after the word "compensation," the words "and damages."

Strike out section 11.

Amend section 12, by striking out of lines 2 and 3 the words, "not mentioned in the original petition, and which will be," and insert in lieu thereof the words "taken or." Also, add at the end of section 12 the words, "and determined."

Also amend by inserting the following as sections 13 and 14:

"§ 13. In case of the laying out, re-locating or changing any public road, street or alley, by county, town or municipal authority, except in cities containing 1,000 population or over, as may now or hereafter be provided by law, the petition for the assessment of damages or compensation may be filed with any justice of the peace of the county in which the lands may be situated, and near to or adjacent to the land proposed to be taken for such public use, by the person, or town, or county, or municipal authority, or officer authorized by law to take such private property for the use aforesaid; and said justice of the peace is hereby authorized and required to cause to be summoned a jury, to assess the damages or compensation, if any. And said jury and justice of the peace in the proceedings shall, so far as the same be applicable, be governed by the foregoing provisions of this act.

"§ 14. The justice of the peace before whom said proceeding shall be had shall, immediately after the rendering and entry of the verdict, transmit to the clerk of the county court a full transcript of the proceedings, including all papers filed which have relation to such proceedings—which transcript and papers shall be filed by said clerk, and entered of record in the county court; and said proceedings, when so entered of record, shall have the same force and effect as if said proceedings had originally been commenced and had in said county court or before the judge thereof."

Amend section 14, by inserting after the word "compensation," in lines 1, 4 and 5, where it occurs, the words "and damages." Add at the end of said section the following. "Said bonds shall be approved by the judge or justice before whom such proceeding shall be had, and executed and filed within such time as shall be fixed by said judge or justice of the peace."

Amend section 16 as follows: Strike out of line 1 all before the words "the court." Strike out of lines 2 and 4 the word "judgment," and insert the word "order."

Strike out section 17.

Add the following sections:

"§ —. The corporate authorities of cities, towns and villages, which shall condemn any property for public use in the making of any local improvement under this act, or make any local improvement whereby it is necessary to take or acquire private property for such public use, are hereby vested with power and authority to levy and collect the costs and expense of such local improvement, (including

the compensation and damages required to be paid for the property so taken or damaged) by special assessment or special taxation of contiguous property, or otherwise, as such corporate authorities may, by ordinances not inconsistent with the constitution of this State, prescribe; and such corporate authorities are hereby vested with full power and authorities to make all ordinances deemed necessary or expedient to carry this section into full effect, and to prescribe and regulate the proceedings therefor.

“§ —. In all cases pending in courts at the time this act takes effect, where the right exists to condemn land, the proceedings may be continued and consummated in conformity with the provisions of this act.

“§ —. All laws and parts of laws in conflict with the provisions of this act are hereby repealed; but nothing herein contained shall affect any act or thing done, or any right accruing, accrued, or established, or any suit or proceeding had, prior to the time at which this act shall go into effect: *Provided*, that this act shall not be construed to repeal any law or part of law, upon the same subject, passed by this General Assembly, but in all such cases this act shall be construed as providing a cumulative remedy.”

Amend by numbering sections consecutively.

Mr. Whiting then offered the following amendment to the report of the committee; which was adopted:

Amend by striking out, in amendment to section 9, the words, “private corporations,” and insert “corporations other than municipal.”

Mr. Carter then offered the following amendment; which was adopted:

Amend section 13, of committee's report, by inserting after the word “jury,” in line 9, of printed copy, the words, “of six qualified jurors, unless a larger number shall be demanded by either party.”

The report of the committee, as amended, was then concurred in, and the amendments, as amended, ordered printed.

The President then presented a petition relating to the temperance law; which was referred to the committee on domestic relations.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bill of the following title, to-wit:

Senate bill, No. 405, for “An act providing for the removal and consolidation of institutions of learning in this State.”

Mr. Fuller, from the committee on judiciary, to which was referred House bill, No. 828, for “An act to attach the county of Fayette to the Central Grand Division,” reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill Placed among the files for a second reading.

Mr. Fuller, from the committee on judiciary, to which was referred Senate bill, No. 263, for “An act to prevent members of official boards having control of public works from becoming interested in the con-

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,

Messrs. Edsall,
Epler,
Fuller,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Landrigan,
Langley,

Messrs. Pierce,
Senter,
Solomon,
Starnes,
Strevell,
Vaughan,
Voris,
Whiting,
Wilkinson,
Woodard.

So the Senate adopted the amendments.

Mr. Fuller, from the committee on judiciary, to which was referred Senate bill, No. 255, for "An act to define the 17th, 20th, and 27th judicial circuits, and to fix the times of holding courts therein," reported the same back, with House amendments, without recommendation.

The Senate refused to concur with the House in their amendments by the following vote: Yeas, 16; Nays, 11:

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Carter,
Crawford,
Daggett,
Dore,

Messrs. Eddy,
Fuller,
Jewett,
Landrigan,
Senter,

Messrs. Solomon,
Starnes,
Strevell,
Vaughan,
Whiting.

Those voting in the negative are,

Messrs. Bush,
Donahue,
Edsall,
Epler,

Messrs. Hampton,
Harlan,
Hunter,
McNulta,

Messrs. Pierce,
Wilkinson,
Woodard.

The following message of the Governor, by E. B. Harlan, Private Secretary, was then received:

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT,

SPRINGFIELD, March 25, 1872.

HON. JOHN DOUGHERTY, *President of the Senate,*

HON. WM. M. SMITH, *Speaker of the House of Representatives:*

I have the honor to submit to the General Assembly a communication of this date, addressed to me by the Auditor of Public Accounts, in relation to the state of the law for the assessment and collection of revenue.

As will be observed from the communication above mentioned, it is probable that one hundred and fifty millions of property, estimated on a proportional assessed valuation, evades taxation under present laws, so that if, as the Auditor supposes, the property of the State is assessed at one-fourth of its actual value, six hundred millions of dollars of the property pays no taxes. This state of things, even if approximately true, makes it of the greatest importance that the present General Assembly should devise some measure that provides for the imposition of the public burdens upon all property in the State in proportion to its value. And it also appears, from the statement of the views of the Auditor, that it is a matter of extreme doubt

whether the changes introduced into the system of county government by the constitution of 1870 does not, in some important respects, render the present revenue laws inoperative. This is, no doubt, reason to apprehend that the introduction of the system of county commissioners in counties not under township organization, and the restrictions upon the exemption of property from taxation, contained in the 3d section of the 9th article of the constitution, and other provisions in that article, have so dislocated and deranged the machinery provided by existing revenue laws, as to render their practical enforcement a matter of great uncertainty.

I trust, in view of the probabilities of an early adjournment of the General Assembly, that it will not be considered improper for me to ask attention to the urgent necessity for some general law for the incorporation of cities and towns.

The great value of the constitution of 1870, in my judgment, is found in the fact that it prohibits local and special legislation "incorporating cities, towns or villages, or changing or amending the charter of any town, city or village," yet the fact that many bills have been proposed in both houses for that purpose, and that the General Assembly and the Governor have been constrained, the one to pass and the other to approve, some measures that are special and local in their object and spirit, and only general in their form, demonstrates that a comprehensive general law based upon liberal principles, embracing the idea of judicious classification of cities and towns with powers appropriate to each class, leaving much to the people, is a want but little less pressing than a clear, just and equal revenue law. Unless some such law is speedily provided, no department of the government will be able much longer to resist the demand for laws of doubtful constitutionality, and when either department is forced to yield, it is nearly impossible to return to the rigid but wise rules provided in the constitution; and I trust I will be pardoned for urging attention to the enactment of laws providing for ascertaining compensation to owners of property taken for public uses. It is doubtful whether any law for that purpose is now in force, or whether any supposed law for that purpose now on the statute books sufficiently conforms to the present constitution.

The assertion of the rights of the people to their own property as against the State itself, to say nothing of their rights as against corporations and persons who are sometimes intrusted by law with this attribute of sovereignty which can alone take private property, devolves upon the General Assembly. Corporations created for the construction of railroads, and for other popular improvements or works, will appropriate the property they need; no one need fear that they will be long delayed by any effort of a citizen to protect himself; so that the real question to be settled is, whether any effectual remedy exists, under the laws now in force, for the ascertainment of damages any one will sustain by the appropriation of his or her property.

Actions at law or in equity for the purposes are expensive and uncertain, so that a cheap and simple law is of the highest importance.

JOHN M. PALMER

AUDITOR'S OFFICE, ILLINOIS,

SPRINGFIELD, March 25, 1872.

HIS EXCELLENCY, JOHN M. PALMER,

Governor of Illinois:

SIR: I have the honor to acknowledge the receipt of your letter of the 23d inst., containing the following inquiries:

First—"Does there exist a necessity for the passage of a general revenue law at the present session of the General Assembly? If there does, in your opinion, exist such necessity, please give briefly your reasons therefor."

Second—"In case no such law should be passed at the present session, could the old revenue laws for the levy and collection of taxes, in your opinion, be enforced under our present Constitution? and if not, please state the difficulties which prevent."

In reply to the first question, I have no hesitation whatever in expressing the opinion that there does exist a necessity for the passage of such a law at the present session. I have only time to-day to 'briefly,' as you suggest, give some of the reasons for that opinion:

As political questions, which have mainly engaged the attention of our people for the past few years, are becoming settled, public attention is being directed to our internal business relations and obligations, and as our great resources and wealth as a State are being rapidly developed, and a corresponding increase of expenses incurred in establishing and maintaining our State institutions, and defraying the expenses of our State and local governments, the principles of taxation and the laws for the levy and collection of State and local revenues are becoming more and more considered and critically examined. Hence some of our old revenue laws, which have heretofore been acquiesced in, will, I am satisfied, be contested, if not repealed, and if contested, will be held by the courts invalid.

The first great necessity for an immediate and radical change and revision of our revenue laws grows out of the undeniable and admitted fact that real estate and tangible personal property in the State have been compelled to pay more than their proportion of the taxes; and from proper evidences before me on which to base an estimate, I do not hesitate to say that intangible personal property, such as moneys, credits, bonds, stocks, etc., in value to the amount of at least one hundred and fifty millions of dollars, has heretofore and will continue to escape or evade taxation under present laws. And when it is considered that this class of property is best able of all property to contribute its share of taxes, and that the present year the probable amount of taxes for State and local purposes will be \$25,000,000, it will be seen that a continuance of this state of things is nothing less than positive wrong and injustice.

The greater portion of this property, which at present evades taxation, is owned by railroads, banks, bankers, brokers and stock-jobbers.

A few figures will illustrate this fact:

There are about 7,000 miles of railroad in this State. Eighteen corporations own 4,663 miles of this in the State, and the value of the assets of these eighteen roads, as made to the Railroad Commissioners, and obtained in part from other sources, is about \$175,000,000. The assessed valuation of all railroad property in the State for 1871, being 4,860 miles, was only \$22,556,126, which amount was increased by equalization to \$25,516,042, or about one-seventh of the value, as stated by the roads. However, it is probable that the property of the roads assessed represents an actual value of about \$75,000,000, leaving \$100,000,000 of value unassessed.

A statement of the banking facilities of the city of Chicago, in December, 1871, shows the amount of individual deposits to be \$29,493,585 in the banks of that city, other than savings banks; and the capital and surplus funds of bankers, brokers, etc., other than savings and national banks, to be \$3,665,546, which amount, added to the amount of individual deposits, make the sum of \$33,149,131. While Chicago has less than one-eighth of the population of the State, I will assume, and I think correctly, that said city, in point of wealth, represents one-fifth of the State. Therefore, having \$33,000,000 of this kind of property in Chicago, there should be five times said amount in the State, or, in round numbers, \$165,000,000. There was assessed in the State, in 1871, the sum of \$14,751,835 as moneys and credits; the sum of \$283,933 as bankers' and stock-jobbers' property, and the sum of \$1,799,795 as bonds, stocks, etc., making total assessed sum of all these items, \$16,835,563, which amount deducted from the \$165,000,000, leaves in round numbers, \$148,000,000 of this class of property untaxed. Or if that which was assessed was valued at one-third its true value, in such case it would leave about \$115,000,000 unassessed. In arriving at the assessed figures, you will observe that I have taken the item of credits and bonds and stocks, etc. Neither of these classes of property are included in the \$33,149,131 obtained from the statement of Chicago banks, and made the basis of my estimate. If the credits of bonds, stocks, etc., of Chicago were added to said figures, and then the sum thereof multiplied by five, for the remainder of the State, the \$165,000,000 of value would be very materially increased.

These figures and reliable estimates, made from returns to this office and information in my possession, satisfy me that, exclusive of national and savings banks, there is a loss of revenue, taking only proportionate values, upon at least \$50,000,000 of money capital alone.

There are other items or kinds of property to which I might call your attention, which it may be easily shown, by facts and figures, pay but a small proportion of taxes, but none others, probably, to the extent of the interests to which I have herein specially referred you.

To your second question, I have to reply that there are reasons which seem to me to be almost if not quite insurmountable, why the present revenue laws fail to provide for the constitutional requirements on the subject of revenue—to some of which I call your attention.

Section 60, chapter 89, Gross' Statutes, permits exemptions of property from taxation of classes of persons; whereas, other persons who own similar property are required to pay tax thereon. In other words, property other than as specified in the Constitution which the Legislature may exempt, is here exempted. I refer to property of merchants, manufacturers, dealers and others.

Section 62, same chapter, virtually exempts bankers', brokers' and stock jobbers' property. Although this property is taxable under the law, yet it escapes almost entirely from taxation, from the fact that a specific mode is prescribed for assessing it, which has to be followed by the assessor, and in so doing, such property is permitted to escape taxation. This statement is true and applicable to the assessment of the property of railroads, which property, although all taxable, yet escapes taxation to a great extent by and through the special mode laid down in the law, and required to be followed by assessors in assessing it. Therefore, in these cases the law, by its inefficiency, exempts property from taxation (as fully so as if done in direct terms) not authorized by the Constitution, and thus fails to tax property required to be taxed.

Sections 59 and 60, same chapter, effectually exempts from taxation all manufactured articles, or property, either in the hands of the manufacturer or an agent. For instance: take the single item of high-wines in the State on the first of April, and I doubt not its value exceeds the \$2,867,178—the whole amount of "manufactured articles" assessed in the State for the year 1871.

Sections 60 and 62, same chapter, provide for obtaining the value of property of a class of persons by average of time, which in its operation may prove either in favor of or against such persons. When against, it appears to me, the discrimination would be sufficient cause to destroy the assessment. If this is true, then others whose property is not subject to this rule might defeat their assessment, because the law was not uniform in its operation for obtaining valuations of all property in the State. Without doubt it could be easily proven that such discrimination enabled capital or other property employed in certain classes of business to escape its just proportion of taxation.

I have referred you to sections of the assessment law governing counties under township organization. The same sections, although differently numbered, are in the assessment law for counties not under township organization.

Serious, if not insuperable difficulties will arise in administering the present laws for the assessment of property and the collection of taxes in counties not under township organization, in consequence of the change of government in such counties. Under the Constitution of 1848 the county affairs in such counties are entrusted to the county court, composed of the county judge and two justices of the peace, and at nearly every step of the assessment of property and the collection of taxes under the present laws, this tribunal acts an important part. By the new Constitution the county court is differently constituted and vested with different jurisdiction, and the jurisdiction over county affairs is, by article 10, section 8, vested in the board of county commissioners. By section 240, chapter 89, Gross' Statutes, if the treasurer fails to give bond, his office shall be declared vacant and the vacancy filled by the county court. By article 6, section 32, the county board is expressly vested with the authority to fill all vacancies in county offices. No one will seriously contend that the Constitution amends the law which differs from it. There is no doubt where the law and the Constitution differ, the law must be legislatively remedied, or it will be held unconstitutional. To recite and amend the various sections to which this objection applies in the revenue laws now in force in counties not under township organization, would involve the re-enacting of the largest part of the revenue laws, applicable to such counties.

I, therefore, am of the opinion that it is at least very doubtful whether under the present Constitution the old revenue laws can be enforced. And the very fact that serious legal doubts would arise on this subject would endanger and render practically inoperative the execution of the old laws.

In conclusion, and for the foregoing reasons, among others, I cannot doubt that a failure to pass a general revenue law at the present session, would be little short of a calamity to the people of the State.

Yours respectfully,

O. E. LIPPINCOTT,

Auditor Public Accounts.

On motion of Mr. Epler,

So much of the Governor's message as refers to revenue, was referred to the committee on revenue.

So much as refers to towns, etc., was referred to the committee on municipalities.

So much as refers to eminent domain, was referred to the committee on railroads and warehouses.

Mr. Solomon, from the committee on agriculture and drainage, to which was referred House bill, No. 108, for "An act for the protection of game and fish," reported the same back, with an amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to a third reading.

Mr. Solomon, from the committee on agriculture and drainage, to which was referred Senate bill, No. 384, for "An act for the protection of fish," reported the same back and recommended it be laid on the table.

The report of the committee was concurred in, and the bill

Ordered to lie on the table.

Mr. Solomon, from the committee on agriculture and drainage, to which was referred Senate bill, No. 406, for "An act to enable the board of supervisors or county commissioners' court to levy a tax not exceeding three (3) mills upon the one hundred dollars' valuation, to aid county agricultural societies," reported the same back and recommended it be laid on the table.

The report of the committee was concurred in, and the bill

Ordered to lie on the table.

Mr. Solomon, from the committee on agriculture and drainage, to which was referred Senate bill, No. 453, for "An act to incorporate county agricultural and mechanical societies," reported the same back and recommended it be laid on the table.

The report of the committee was concurred in, and the bill

Ordered to lie on the table.

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 28, for "An act to amend an act entitled 'an act providing for the sale of lands received by the State in satisfaction of judgments, etc.' approved March 25, 1869," reported the same back and recommended it be laid on the table.

The report of the committee was concurred in, and the bill

Ordered to lie on the table.

On motion of Mr. Fuller,

The bill was taken from the table and placed among the files.

Mr. Holcomb, from the committee on domestic relations, to which was referred Senate bill, No. 158, for "An act relating to parent and child," reported the same back, with the following House amendments to the bill, and recommended the adoption of the same:

Amend section 2, line 7, by striking out the words "in possession or remaind r."

Amend section 3, line 10, by inserting the words "or county," after the word "circuit." Also, after the word "court," in the same section and line, insert the words "where the parents reside or such children are permanently domiciled."

On motion of Mr. Holcomb,
The bill was laid on the table.

Mr. Crawford, from the committee on finance, to which was referred a resolution relating to the removal of the remains of Hon. William J. Gatewood, William Copeland, William Rhodes, and Albert G. Caldwell, reported the same back and recommended it be laid on the table.

The report of the committee was concurred in, and the resolution laid on the table.

Mr. Hampton, from the committee on domestic relations, to which was referred sundry petitions relating to the temperance law, reported the same back and recommended they be laid on the table.

The report of the committee was concurred in, and the petitions laid on the table.

At 12:40 o'clock P. M.,

On motion of Mr. Bush,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

Senate bill, No. 469, for "An act to limit the fees to be charged by public officers for service under any law to remedy the evils consequent upon the destruction of any public records by fire or otherwise," was taken up, and,

On motion of Mr. Crawford,
Laid on the table.

Senate bill, No. 473, for "An act to regulate and govern sheriffs and jailers as to the manner of confining prisoners,"

Was taken up, read at large a third time, and,

On motion of Mr. Bangs,
Referred to the committee on penal institutions.

Senate bill, No. 270, for "An act to compensate the commissioners of the State Board of Public Charities,"

Was taken up, and read at large a third time.

On motion of Mr. Kerr,
The previous question was ordered.

Senate bill, No. 270, for "An act to compensate the commissioners of the State Board of Public Charities,"

Having been printed, was read at large a third time,

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas.....20
Nays.....11

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Bishop,
Carter,
Daggett,
Early,
Eddy,

Messrs. Edsall,
Flagg,
Fuller,
Hampton,
Jewett,
Kerr,
Langley,

Messrs. Pierce,
Senter,
Solomon,
Strevell,
Van Dorston,
Whiting.

Those voting in the negative are,

Messrs. Allen,
Crawford,
Donahue,
Epler,

Messrs. Holcomb,
Hunter,
McNulta,
Starne,

Messrs. Voris,
Wilkinson,
Woodard.

Mr. Crawford entered a motion to reconsider the vote whereby Senate bill No. 270 was lost.

Mr. Kerr entered a motion to reconsider the vote whereby the Senate refused to concur in the adoption of the House amendments to Senate bill No. 255.

Senate bill, No. 470, for "An act to prevent extortion in the making of abstracts and chains of title, and copies thereof, and of extracts and memoranda in case of the destruction of the records of the recorder's office in any county,"

Was read at large a third time, and
Placed among the files.

Senate bill, No. 471, for "An act to repeal certain acts and parts of acts therein named and relative to practice,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 29
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Carter,
Crawford,
Daggett,
Donahue,
Early,
Eddy,
Edsall,

Messrs. Epler,
Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,

Messrs. McNulta,
Pierce,
Senter,
Solomon,
Starne,
Strevell,
Whiting,
Wilkinson,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

Senate bill, No. 475, for "An act to prevent and punish fraud upon or relating to the titles to land,"

Was taken up, read at large a second time, and
Referred to the committee on judiciary.

Senate bill, No. 476, for "An act to authorize the formation of corporations for the investment of money on real and personal property in this State,"

Was taken up, read at large a second time, and

Referred to the committee on judiciary.

House bill, No. 108, for "An act for the protection of game and fish," was taken up, and,

On motion of Mr. Fuller,

Laid on the table.

House bill, No. 153, for "An act in regard to marks and brands,"

Was read at large a third time.

On motion of Mr. Holcomb,

Leave of absence was granted Mr. Bowman indefinitely.

Pending the call of the roll on the passage of the bill,

On motion of Mr. Fuller,

A call of the Senate was ordered, when

The following Senators (24) answered to their names:

Messrs. Allen,	Messrs. Hampton,	Messrs. Pierce,
Bishop,	Harlan,	Senter,
Carter,	Holcomb,	Solomon,
Donahue,	Hunter,	Starne,
Eddy,	Jewett,	Strevell,
Edsall,	Kerr,	Whiting,
Flagg,	Langley,	Wilkinson,
Fuller,	McNulta,	Woodard.

At 5:25 o'clock P. M.,

On motion of Mr. Holcomb,

The Senate adjourned until 10 o'clock A. M. to-morrow.

WEDNESDAY, MARCH 27, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Munnell.

The journal of yesterday was being read, when,

On motion of Mr. Crawford,

The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (38) answered to their names:

Messrs. Alexander,	Messrs. Crawford,	Messrs. Harlan,
Allen,	Daggett,	Holcomb,
Anderson,	Early,	Hunter,
Bangs,	Eddy,	Jewett,
Bishop,	Edsall,	Kerr,
Bowman,	Flagg,	Langley,
Bush,	Fuller,	Marsh,
Carter,	Hampton,	McNulta,

Messrs. Pieroe,
Reddick,
Senter,
Solomon,
Starne,

Messrs. Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,

Messrs. Washburn,
Whiting,
Wilkinson,
Woodard.

House bill, No. 153, for "An act in regard to marks and brands,"
Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows : { Yeas.....33
Nays.....0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bush,
Carter,
Crawford,
Daggett,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
McNulta,
Pierce,

Messrs. Reddick,
Solomon,
Starne,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Voris,
Whiting,
Wilkinson,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bill of the following title, to-wit :

Senate bill, No. 412, for "An act to establish reasonable maximum rates of charges for the transportation of freight on the different railroads in this State."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled :

House bill, No. 694, for "An act providing for the health and safety of persons employed in coal mines."

House bill, No. 714, for "An act to define the ninth judicial circuit, and to fix the time of holding circuit court therein."

House bill, No. 389, for "An act to prevent the sale of drugs or medicines designed to procure criminal abortion."

Mr. Eddy, from the joint committee on enrolled bills, reports having laid before the Governor, on the 27th day of March, 1872, enrolled bills of the following titles, to-wit :

House bill, No. 694, for "An act providing for the health and safety of persons employed in coal mines."

House bill No. 714, for "An act to define the ninth judicial circuit and to fix the time of holding court therein."

House bill, No. 389, for "An act to prevent the sale of drugs or medicines designed to procure criminal abortion."

On motion of Mr. Hunter,

The order of business where left off yesterday, was resumed, to be continued until the orders had been finished,

House bill, No. 558, for "An act providing for the publication and distribution of the fifth volume of the report of the State Geologist, and to fix the amount of his salary until the publication of the sixth and final volume of said report,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 31
Nays..... 8

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Bush,
Carter,
Crawford,
Daggett,
Early,
Eddy,
Edsall,
Epler,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Langley,
Marsh,
McNulta,
Pierce,

Messrs. Reddick,
Senter,
Starna,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Anderson,
Bishop,
Harlan,

Messrs. Kerr,
Landrigan,
Richardson,

Messrs. Solomon,
Voris.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

Mr. Holcomb moved to refer House bill No. 604, to the committee on the judiciary; which motion was lost.

The bill was then read at large a third time, and

On motion of Mr. Epler,

The bill (H. B. No. 604) was referred to Mr. Langley, with instructions to strike out the word "savings."

House bill, No. 705, for "An act to define the boundary of the fourth judicial circuit, and fix the times of holding the courts therein,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 37
Nays..... 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bush,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,
Edsall,

Messrs. Epler,
Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Landrigan,
Langley,
Marsh,

Messrs. McNulta,
Pierce,
Reddick,
Richardson,
Senter,
Solomon,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Whiting,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

Mr. Bishop then entered a motion to reconsider the vote whereby the bill was passed.

House bill, No. 677, for "An act to repeal an act entitled 'an act to regulate the manner of giving notice in legal proceedings in Randolph county,' approved March 27, A. D. 1869,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 35
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bush,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,
Edsall,

Messrs. Epler,
Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
Marsh,
McNulta,

Messrs. Pierce,
Reddick,
Richardson,
Senter,
Solomon,
Strevell,
Underwood,
Van Dorston,
Vaughan,
Whiting,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

On motion of Mr. Epler,

The rules were suspended, and

Mr. Langley, from the special committee, to which was referred House bill, 604, for "An act to enable associations of persons to raise funds, to be loaned only among their members, for building homesteads and for other purposes, to become a body corporate," reported the same back, with an amendment, and recommended the adoption of the same.

The report of the committee was concurred in.

House bill, No. 604, for "An act to enable associations of persons to raise funds, to be loaned only among their members, for building homesteads and for other purposes, to become a body corporate,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 28
Nays 7

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Carter,
Daggett,
Eddy,
Epler,
Flagg,
Fuller,

Messrs. Hampton,
Harlan,
Jewett,
Kerr,
Landrigan,
Langley,
Marsh,
McNulta,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Solomon,
Van Dorston,
Vaughan,
Voris,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Crawford,
Dore,
Edsall,

Messrs. Holcomb,
Hunter,

Messrs. Starna,
Underwood.

1-95

On motion of Mr. Eddy,
Senate bill No. 207, was taken up and referred to Mr. Daggett.

Mr. Edsall introduced

Senate bill, No. 478, for "An act to repeal all laws in conflict with the act relative to fees and salaries, passed at the present session of this General Assembly, or relating to the fees or salaries of the officers named in said act except as therein specified."

Which was read at large a first time, and

Ordered to a second reading.

On motion of Mr. Dore,

House bill, No. 771, for "An act to remedy the evils consequent upon the destruction of any public records by fire or otherwise,"

Was taken up, and his motion entered to reconsider the vote where-by the same was passed.

And the vote was reconsidered by the following vote: Yeas, 35; Nays, 0:

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Blahop,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
Landrigan,
Langley,
McNulta,
Reddick,

Messrs. Richardson,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Vaughan,
Voris,
Whiting,
Wilkinson,
Woodard.

On motion of Mr. Dore,

The bill was then referred to the committee on the judiciary and the Senators from Cook county.

On motion of Mr. Epler,

House bill, No. 759, for "An act in regard to the rate of interest," was taken up, and

Referred to the committee on judiciary.

Mr. Underwood, from the committee on judiciary, to which was referred House bill, No. 740, for "An act in relation to statutes at large," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Read at large a second time, and

Ordered to a third reading.

Mr. Eddy, from the committee on judiciary, to which was referred Senate bill, No. 476, for "An act to authorize the formation of corporations for the investment of money on real and personal property in this State," reported the same back, with amendments, and recommended the adoption of the same.

Pending the consideration of the report of the committee,

At 12:35 o'clock P. M.,

On motion of Mr. Eddy,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

The special order, being the consideration of House bill, No. 768, for "An act to provide for the appointment of a successor in trust to the trustees named in an act entitled 'an act to incorporate the Illinois Central Railroad Company,' approved February 19, 1851, and their successors in trust, and to define his duties," was then taken up, and the bill read at large a third time, and,

On motion of Mr. Flagg,
Referred to the committee on railroads and warehouses.

On motion of Mr. Eddy,
Senate bill, No. 412, for "An act to establish reasonable maximum rates of charges for the transportation of freight on the different railroads in this State,"

Was taken up and read at large a third time.

On motion of Mr. Harlan,
A call of the Senate was ordered, when

The following Senators (34) answered to their names :

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Bush,
Carter,
Crawford,
Daggett,
Dore,
Early,

Messrs. Eddy,
Edsall,
Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Jewett,
Kerr,
Landrigan,
Langley,

Messrs. Marsh,
Pierce,
Solomon,
Starne,
Strevell,
Underwood,
Vaughan,
Voris,
Whiting,
Wilkinson,
Woodard.

On motion of Mr. Eddy,
Further proceedings under the call were dispensed with.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed bills of the following titles, to-wit:

House bill, No. 371, for "An act to enable counties, cities, townships, school districts, and other municipal corporations to take up and cancel outstanding bonds and other evidences of indebtedness, and to fund the same."

Senate bill, No. 345, for "An act to define the jurisdiction of the cities and incorporated towns bordering on the Ohio river."

Senate bill, No. 403, for "An act to provide for the copying of old or damaged public record books."

House bill, No. 304, for "An act to provide for changing the names, for changing the places of business, for increasing or decreasing the capital stock, for increasing or decreasing the number of directors, and for the consolidation of incorporated companies."

House bill, No. 714, for "An act to define the ninth judicial circuit and to fix the time of holding circuit court therein."

House bill, No. 389, for "An act to prevent the sale of drugs or medicines designed to procure criminal abortion."

House bill, No. 694, for "An act providing for the health and safety of persons employed in coal mines."

Pending the consideration of Senate bill No. 412,

On motion of Mr. Crawford,

The bill was made the special order for 10 o'clock A. M. to-morrow

Mr. Crawford (by unanimous consent) introduced

Senate bill, No. 479, for "An act to provide for the copying of the laws and journals of each General Assembly,"

Which was read at large a first time, and

Ordered to a second reading, and

On motion of Mr. Underwood,

House bill, No. 828, for "An act to attach the county of Fayette to the central grand division,"

Was taken up, read at large a second time, and

Ordered to a third reading.

At 6:35 o'clock P. M.,

On motion of Mr. Strevell,

The Senate adjourned until 10 o'clock A. M., to-morrow.

THURSDAY, MARCH 28, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. McDougel.

The journal of yesterday was being read, when,

On motion of Mr. Flagg,

The further reading of the same was dispensed with.

On motion of Mr. Anderson,

Indefinite leave of absence was granted Mr. Bowman.

The roll of the Senate was then called, when

The following Senators (38) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Bush,
Carter,
Crawford,
Daggett,
Donahue,

Messrs. Dore,
Early,
Eddy,
Edsall,
Flagg,
Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,

Messrs. Pierce,
Reddick,
Senter,
Solomon,
Starnes,
Strevell,
Underwood,
Vaughan,
Vorls,
Whiting,
Wilkinson.

The special order for the consideration of Senate bill, No. 412, for "An act to establish reasonable maximum rates of charges for the transportation of freight on the different railroads in this State," was then taken up.

Mr. Vorls moved to refer the bill to Mr. Vaughan.

On motion of Mr. Harlan,
The previous question was ordered, and
The bill was referred to Mr. Vaghan.

On motion of Mr. Strevell,
Senate bill, No. 478, for "An act to repeal all laws in conflict with the act relative to fees and salaries passed at the present session of the General Assembly, or relating to the fees and salaries of the officers named in said act, except as therein specified,"

Was taken up and read at large a second time.

Mr. Edsall offered the following amendment; which was adopted:
Add to section 1 the words "nor affect any right accrued or liability or penalty incurred under the laws hereby repealed, nor any prosecution therefor."

The bill was then ordered engrossed and printed for a third reading.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled:

House bill, No. 791, for "An act to apportion the State into nineteen Congressional Districts and establish the same, and provide for the election of Representatives therein."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and on the 27th day of March, 1872, laid before the Governor for his approval, viz:

House bill, No. 791, for "An act to apportion the State into nineteen Congressional Districts and establish the same, and provide for the election of Representatives therein."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 382, for "An act for the assessment of property, and for the levy and collection of taxes," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of Senate amendments to House bill of the following title, viz:

House bill, No. 117, for "An act to provide for the organization and government of corporations for pecuniary profit," with certain amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 831, for "An act to amend an act entitled 'an act to legalize assessments of property for State, county and town taxes for

the year 1870, and to provide for appeals from judgments for such taxes,' approved June 21, 1871."

In the passage of which I am instructed to ask the concurrence of the Senate.

On motion of Mr. Harlan,

The rules were suspended for the purpose of taking up the resolution relating to the railroad and warehouse commissioners.

Mr. Hampton moved the previous question; which motion was lost. The resolution was then taken up.

On motion of Mr. Starne,

The previous question was ordered.

The question then being upon the adoption of the resolution,
And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 13
Nays 19

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bishop,
Bush,
Donahue,

Messrs. Epler,
Harlan,
Holcomb,
Hunter,

Messrs. Jewett,
Kerr,
Solomon,
Starne.

Those voting in the negative are,

Messrs. Bangs,
Carter,
Crawford,
Daggett,
Early,
Edsall,
Flagg,

Messrs. Fuller,
Langley,
McNulta,
Pierce,
Senter,
Strevell,

Messrs. Underwood,
Vaughan,
Voris,
Whiting,
Wilkinson.
Woodard.

So the resolution was lost.

Senate bill, No. 428, for "An act to repeal an act approved April 13, A. D. 1871, entitled 'an act to establish a board of railroad and warehouse commissioners and prescribe their powers and duties,' was taken up, and

On motion of Mr. Crawford,

Was laid on the table.

At 11:20 o'clock P. M.,

On motion of Mr. Fuller,

The Senate adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

On motion of Mr. Senter,

Senate bill, No. 382, for "An act for the assessment of property, and for the levy and collection of taxes," was taken up.

The question being upon the adoption of the following amendments by the House of Representatives to the bill:

Amend section 2, in line 6, by striking out the following words, "and not exceeding ten acres to each institution." In line 19, after the word "county," insert "township, city or incorporated town." In line 20 strike out "county," and insert "case." Add after the word "profit," in line 23, the following, "and all free public libraries."

In line 32, section 2, strike out 10th clause and insert :

"*Tenth*—All property which may be used exclusively by societies for agricultural, horticultural, mechanical and philosophical purposes, and not for pecuniary profit."

In section 3, change the word "and" to "or," in line 19.

Amend section 24 as follows: Strike out line 2 the words, "under oath." Also, all of said section, after the word "property," in line 5.

Strike out lines 8, 9, 10, 11, 12 and 13, in section 25.

Amend by striking out section 26, and insert instead thereof the following :

"§ 26. That whenever the assessor shall be of opinion that the person listing property for himself or for any other person, company or corporation, has not made a full, fair and complete schedule of such property, he may examine such person under oath, in regard to the amount of the property he is required to schedule, and for that purpose he is authorized to administer oaths; and if such person shall refuse to answer, under oath, and a full discovery make, the assessor may list the property of such person, or his principal, according to his best judgment and information. If the person so examined shall swear falsely, he shall be guilty of perjury, and punished accordingly."

Amend by striking out section 140, and in lieu thereof insert the following :

"§ 140. Each county in this State, not under township organization, shall be a collection district for the purposes of this act; and the sheriffs of such counties shall be, respectively, ex-officio district collectors of such collection districts."

Amend by striking out section 144, and in lieu thereof insert the following :

"§ 144. The treasurers of counties under township organization, and the sheriffs of counties not under township organization, shall be ex-officio county collectors of their respective counties."

Amend section 178, by adding the following: "The county collector may, upon return of delinquent special assessments to him, transfer the amounts thereof from such returns to the tax books in his hands, setting down therein, opposite the respective tracts or lots, in proper columns to be prepared for that purpose, the amounts assessed against said tract or lot."

Strike out the entire sections 180 and 181.

Amend section 182, by striking out all after the word "paid," in line 4.

Amend section 184, by striking out the word "penalties," in line 13. Also, strike out the word "penalties," in line 18.

Strike out all of section 189.

Amend section 191, by striking out of line 8 the word "penalties."

Amend section 192, by striking out in line 3 the word "penalties."

Amend section 193, by striking out in line 2 the words, "a list of," and by inserting in line 5, after the word "fact," the words, "in the book in which the clerk has recorded the list."

Also, by striking out in line 12 the word, "penalties."

Amend section 194, by striking out the word "penalties" out of lines 6, 14, 19 and 22.

Amend section 204, by striking out, in line 6, the word "penalties."

Amend section 210, by striking out of line 5, the word "penalties."

Amend section 230, by striking out, in line 5, the word "penalty."

Amend the bill by numbering the sections consecutively.

The yeas and nays being called,

The Senate concurred in the adoption of the House amendments to the bill by the following vote: Yeas, 31; Nays, 3.

Those voting in the affirmative are,

Messrs. Alexander,

Allen,

Anderson,

Bush,

Carter,

Crawford,

Daggett,

Donahue,

Early,

Eddy,

Edsall,

Messrs. Flagg,

Fuller,

Hampton,

Harlan,

Holcomb,

Hunter,

Jewett,

Kerr,

Langley,

McNulta,

Messrs. Pierce,

Reddick,

Senter,

Solomon,

Strevell,

Underwood,

Vaughan,

Voris,

Wilkinson,

Woodard.

Those voting in the negative are,

Mr. Dore,

Mr. Epler,

Mr. Whiting.

So the amendments were adopted.

A message from the House of Representatives, by Mr. Reece.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 813, for "An act authorizing municipal corporations to transfer donations or subscriptions heretofore made, from one railroad corporation to another."

In the passage of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 108, for "An act for the relief of Augustus Bauer, Asher Carter and William O. Deakman," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill No. 417, for "An act to provide an additional water supply at the Hospital for Insane, located at Jacksonville, Illinois."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of Senate amendments to bills of the following titles, viz:

House bill, No. 558, for "An act providing for the publication and distribution of the fifth volume of the report of the State Geologist, and to fix the amount of his salary until the publication of the sixth and final volume of said report."

House bill, No. 604, for "An act to enable associations of persons to raise funds, to be loaned only among their members, for building homesteads and for other purposes, to become a body corporate."

Mr. Underwood, from the committee on judiciary, to which was referred House bill, No. 693, for "An act concerning masters in chancery," reported the same back, with an amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill Placed among the files for a second reading.

Mr. Underwood, from the committee on judiciary, to which was referred House bill, No. 710, for "An act to provide for the appointment, qualification and duties of notaries public, and certifying their official acts," reported the same back, with an amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill Placed among the files for a second reading.

Mr. Underwood, from the committee on judiciary, to which was referred House bill, No. 760, for "An act in regard to arbitrations and awards," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill Placed among the files for a second reading.

Mr. Underwood, from the committee on judiciary, to which was referred Senate bill, No. 468, for "An act to provide for the completion of the revision of the Statutes," reported the same back, with an amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Was then ordered engrossed and printed for a third reading by the following vote: Yeas, 21; Nays, 12.

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Carter,
Daggett,
Dore,
Early,
Eddy,

Messrs. Edsall,
Flagg,
Fuller,
Holcomb,
Hunter,
Jewett,
Langley,

Messrs. McNulta,
Pierce,
Senter,
Strevell,
Underwood,
Voris,
Woodard.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Bush,
Crawford,

Messrs. Donahue,
Epler,
Hampton,
Harlan,

Messrs. Reddick,
Solomon,
Whiting,
Wilkinson.

Mr. Edsall, from the committee on judiciary, to which was referred Senate bill, No. 475, for "An act to prevent and punish frauds upon or relating to the title to land," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered engrossed and printed for a third reading.

Mr. Dore, from the committee on judiciary, to which was referred House bill, No. 771, for "An act to remedy the evils consequent upon the destruction of any public records by fire or otherwise," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered to a third reading and the amendments printed.

Mr. Langley, from the committee on judiciary, to which was referred Senate bill, No. 451, for "An act to provide for recording such bonds as are required by law or the orders of courts to be filed in the course of proceedings in courts of record," reported the same back, with amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill placed among the files for a second reading.

Mr. McNulta, from the committee on judiciary, to which was referred a resolution relating to the power of the State to levy and collect tolls for the use of the improvements of the Illinois and Wabash rivers, made the following minority report; which was laid on the table and 1000 copies ordered printed.

MINORITY REPORT.

The undersigned, minority of the Committee on judiciary, to whom was referred a resolution asserting the power of the State to levy and collect tolls upon boats and craft, passing through and using the locks and improvements of the navigation of the Illinois and Little Wabash rivers, has been unable to concur in the report of the majority of the committee, either upon the right of the State to collect tolls, or the policy of endeavoring to establish or acquire such a right; and regards the adoption of the resolution reported by the majority of the committee, as repugnant to the law, and to the rights of the citizens of the United States, and fraught with danger to the people of this State, by establishing a precedent that may at some future day be used as a pretext upon the part of the states bordering the Mississippi, to levy tolls upon the boats and craft traveling upon that river. The question whether the Illinois or Little Wabash rivers, or either of them, are navigable waters at the places where the improvements have been made, is a matter of fact upon which the minority expresses no opinion.

If these rivers, or either of them, or any part thereof, were not navigable in their natural condition, and were made navigable by reason of such improvements, then the minority believes the right of the State to collect reasonable tolls on such portions made navigable, cannot be questioned.

But assuming, as is done by the majority report, and these *were* navigable waters in their natural condition, then in the opinion of the

minority there is no power in this State to levy "tax, impost or duty" for the use thereof, either with or without improvements. And this view of the law is not only not contradicted, but on a full examination, will be found to be supported, by the authorities cited by the majority of the committee, in their report.

The case cited in 1 McLean, was an application to the U. S. Circuit Court for Ohio, at the December term, 1838, for an injunction upon the part of the owner of eighty acres of land situated at the head of the Maumee rapids, (which were sixteen miles in length above Maumee bay), together with a small island in the Maumee river, to prevent the erection of locks and dams which were authorized by the State of Ohio, for the purpose of taking water into the Wabash and Erie canal, and for making a navigable channel through and around these rapids, connecting by slack water and canal, the Maumee bay, which is navigable for steamboats and other vessels that ply upon the lake, to that part of the river to above where "a steamboat and other vessels ply" between the point of the proposed dam and Fort Wayne, a distance of one hundred and twenty miles. In this case it will be seen that the object of the injunction was to restrain, *not enlarge*, the navigableness of the river; not to assert the right of the complainant to have the channel free from obstruction, "tax, impost or duty;" but to prevent making navigation through and around these rapids where it was not navigable in its natural condition; which would destroy a "mill site," and allow boats to pass between the lower and upper navigable waters of this river, instead of loading and unloading their cargoes at or near the land owned by the complainant, after having been, or to be transported over these sixteen miles of portage to the river below; and thereby damage the land of the complainant, by preventing the building of a town thereon, which was the real injury sought to be prevented by the injunction of the court; and in the profuse opinion of Judge Leavitt on this remarkable case, the broad sweeping language quoted by the majority, was used. It will be remembered that this opinion, so elaborately quoted, and confidently relied upon, is not from a supreme court, nor even from a presiding judge, but is that of an associate judge in the U. S. circuit court of Ohio, in the year 1838, when that court could not have ranked higher, if as high, as do the average of the circuit courts of our State to-day, and especially when we consider the language relied upon was by way of argument or *dictum*, it ought not to weigh against the distinct expression of our own supreme court. While the law as stated in the *dictum* of the associate judge is questionable, the minority of your committee concurs in the decision of the court, as delivered by Judge McLean.

The substance of this decision was, that the State had ample power to make a navigable channel through or around these rapids, where naturally there was no navigable channel, and to charge toll for the use of the improvement thus made. Nor does the minority hold to a different theory of the law from that held by that same learned judge, (McLean) in the case referred to by the majority in 3 McLean, 227. In this case the court says: "This application is made under the fourth article of the compact in the ordinance of 1787, which declares 'that the navigable waters leading into the Mississippi and St. Lawrence, and

the carrying places between the same, shall be common highways and forever free, as well to the inhabitants of said territory as to the citizens of the United States, and those of any other States that may be admitted into the confederacy, without any tax, impost or duty therefor."

"The ordinance had reference to 'navigable waters' in their natural state. No tax, impost or duty shall be imposed for their use; and as they are to remain 'common highways' there can be no obstruction to their use."

"Now this provision of the ordinance does not prevent a State from improving the navigableness of these waters by removing obstructions, or by dams and locks so increasing the depth of water as to extend the line of navigation. Nor does the ordinance prohibit the construction of any work on the river, which the State may consider important to commercial intercourse. A dam may be thrown over the river, provided a lock is so constructed as to permit boats to pass with little or no delay, and without charge."

The condition here made, upon which the State may erect the dam across the river is, that there shall be no delay to boats, nor charge for the use of the lock and dam, and to this view the minority adheres.

It will be observed that in the cases cited by the majority, except those from Connecticut, the question of the right of the State to collect tolls for improvements, was in no case the issue before the court. The decisions of the Connecticut court seem to adopt the theory that tolls might be collected from vessels that could not navigate the river without the improvement, but that other vessels capable of navigating the river in its natural condition, should go untaxed.

Even if this should be the law in Connecticut, it cannot be the law in any of the States carved out of the northwestern territory, if it is conceded that the fourth section of the ordinance of 1787 is in force, which it is true has been questioned in an opinion of Chief Justice Taney upon a question of jurisdiction involving the liberty of three slaves. In this case Judge McLean declined to decide this point, but concurred with the other judges against the jurisdiction of the federal court; although in another case the learned judge decides that the 4th section of the ordinance is in force, and says: "This compact was formed between political communities and the future inhabitants of a rising territory and the States which should be formed within it, and all which became inhabitants of the territory made themselves parties to the compact. And the compact so formed could only be rescinded by the common assent of those who were parties to it." 1 McLean, 344.

Judge Catron, in concurring with the Chief Justice as to the absence of jurisdiction in the case, upon different grounds, says on the subject of the ordinance: "For thirty years the State courts within the territory ceded by Virginia, have held this fourth article to be in force and binding upon them respectively, and I feel unwilling to disturb this wholesome course of decisions which is so conservative of the rights of others. * * *" 10 How. 99.

More than twenty years have elapsed since the writing of this opinion, and the courts of these States have not changed the current of their decisions on this subject, and it would avail no good to the people of

this State for this Legislature to adopt a different doctrine, even upon a seeming conflict between the State and federal courts on that question.

The minority concurs in the recent opinion of the Attorney General on this subject, and believes that the same view is sustained by the decision of our own supreme court, delivered by Judge Breese, where it is said: "But what is the provisions of Art. 4 of the ordinance of 1787? It is this: The navigable waters leading into the Mississippi and St. Lawrence, and the carrying places between the same shall be common highways and forever free, as well to the inhabitants of said territory as to the citizens of the United States, etc., without any tax, impost or duty therefor. The meaning of this expression: 'shall be common highways and made forever free,' is made very manifest by the concluding words, 'without any tax, impost or duty therefor.' This river (the Illinois) is a common highway, free to the Indian in his bark canoe, and to every other vessel floating upon the water, whether propelled by animal power, by the wind or by the agency of steam. It is a common highway, free and so forever to remain, to all citizens of the United States, no matter where residing, not one of whom in the free use of it, can be compelled, under any pretext, to pay any tax, impost or duty whatever therefor, nor against its use shall there be an obstruction." *Ill. R. Packet Co. v. Peoria Bridge Association*, 38 Ill., 478.

And again, this same judge, whose profound legal learning and ability has for more than a whole generation held him pre-eminent as a beacon light for the guidance of the courts and profession wherever the salutary principles of the common law have been recognized, delivering the unanimous decision of himself and his two associates, those learned jurists, Justices Walker and Lawrence, who have each in turn occupied the position of Chief Justice of the supreme court, says: "And remarking upon the provision of the ordinance of 1787, that the navigable waters leading into the Mississippi and St. Lawrence, and the carrying places between the same, shall be common highways, and forever free, as well to the inhabitants of the territory as to the citizens of the United States, and without any tax, impost or duty therefor, it was said there was no restriction on the power of the State, if the ordinance was yet in force, to use the most improved artificial means of crossing those waters. The ordinance only prohibits its obstruction, and the imposition of a tax or duty on its navigation. Nothing less than a total obstruction by dam, or other impediments of that nature, would be a violation of its provisions. Navigation upon them would not then be free, for the very current itself would be in custody, and mankind be thereby excluded from its profitable use. That it does not mean that the river and its navigation shall be a common highway, free from all and every condition, but only that it shall be free from obstruction, and free from any burden imposed in the shape of a duty or tax." *City of Chicago vs. McGinn*, 51 Ill. 270.

It is admitted by the majority that every citizen has an affirmative personal easement in the navigation of these rivers in their natural state. This incorporeal right is his property, (*Bouv. L. D.*, 394, Pro-

perty) which he has the right to enjoy in a lawful manner "without tax, impost or duty therefor."

The shores of navigable waters, and soils under them, were not granted by the Constitution to the United States, but were reserved to the states respectively, and the new states have the same rights, sovereignty and jurisdiction over this subject as the original states. *Pol-lard vs. Hagan*, 10 How. 212. *Eldridge v. Cowell*, 4 Cal. 80. And while the title to the soil in these rivers, above tide water, is in the riparian owner, the sovereign power of the state is a paramount title.

"An easement or servitude is a right which one proprietor has to some profit, or benefit or lawful use out of, or over the estate of another proprietor." *Wash. on Easements, Ritzer vs. Parker*, 8 Cush. 145.

The servient estate is in the State of Illinois—the dominant in each citizen of the United States, the right of the state being subject to the right of the citizen.

The navigable rivers are highways over which the public have the right to travel the same as on roadways, except that being natural highways not made by the municipal government for the use of its citizens alone, it has no power to obstruct or close them without the consent of the whole people of the United States.

Highways are easements. In them the public acquire, by their location, a right of way, with the powers and privileges incidental to that right, such as digging the soil, using the timber and other materials, found within the limits of the road, in a reasonable manner for the purpose of making and repairing the road and its bridges, yet the former proprietor of the soil still retains his exclusive right in all the mines, quarries, springs of water, timber and earth for every purpose not incompatible with the public right of way. *Wash. on Easements*, 214. He is in fact the owner of the fee subject only to this public easement, and should he desire to do so, he unquestionably has the right to repair in a reasonable manner on his own land, and to erect proper bridges and increase the facilities for travel, but who will say that he has the right to collect tolls thereon, or prevent the public from the use of the same.

The improving or changing however so much of this servient, cannot defeat or impair the dominant estate any more than the improvement of a lot would defeat an incumbrance upon it.

That which has been declared by the ordinance to be forever free, should be held to be forever free; not merely free until some State desired to blend its property with the property of the citizen in the easement, so that to get the benefit of the natural highway, he would be compelled to use the improvement, and then pay a tax for the improvement. That would be to tax the citizen for the exercise of the right in which he was guaranteed. It is a well settled principle of law that that which cannot be done directly, may not be done indirectly. A toll of the kind proposed is in the nature of a tax, and the right to tax should be clearly shown before its collection should be sanctioned. The right of the State to collect tolls necessarily implies the right to prohibit the use of the river. The law is clear that while the State has power to increase the navigableness of rivers, it has no power to obstruct them. The placing of improvements in navigable

rivers, dedicates such improvements to the public use, to the same extent as was the river in its natural state.

For these reasons, among others, the minority recommends the adoption of the following resolution :

Resolved, That in the opinion of the Senate, there is no power in this State to collect tolls from any boats or craft navigating the Illinois, Little Wabash, or other navigable rivers in their natural condition, nor for the use of the improvements made therein, but that all the navigable waters leading into and through the Mississippi to the Gulf of Mexico, or into the St. Lawrence, as well as the carrying places between the same, are common highways and forever free to the inhabitants of this State and to the citizens of the United States without tax, impost or duty therefor, and when this or any other State exercises its authority in improving any navigable river by the building of locks and dams, removing obstructions therefrom, building levees, erecting and maintaining lighthouses, buoys or landmarks, or in any way improving or increasing the navigableness thereof, or the facilities for its navigation, all such improvements become a part of the common highway, and subject to the easement therein of every citizen of the United States to the same extent as such navigable river may have been in its natural condition.

All of which is respectfully submitted.

J. McNULTA.

Mr. Flagg, from the committee on railroads and warehouses, to which was referred House bill, No. 768, for "An act to provide for the appointment of a successor in trust to the trustees named in an act entitled 'an act to incorporate the Illinois Central Railroad Company,' approved February 19, 1851, and their successors in trust, and to define his duties," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill
Ordered to a third reading and amendments printed.

Mr. Pierce, from the committee on penal institutions, to which was referred Senate bill, No. 473, for "An act to regulate and govern sheriffs and jailers as to the manner of confining prisoners," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill
Ordered engrossed and printed for a third reading.

Mr. Hampton, from the committee on counties and township organization, to which was referred House bill, No. 761, for "An act to repeal an act entitled 'an act to provide for the permanent survey of lands,' approved March 25, A. D. 1869," reported the same back, and recommended the passage of the same.

The report of the committee was concurred in, and the bill
Placed among the files.

Mr. Flagg, from the joint committee on enrolled bills, reports as having been properly enrolled, a Senate bill of the following title, to-wit:

Senate bill, No. 37, for "An act to establish and maintain a system of free schools."

Mr. Flagg, from the joint committee on enrolled bills, reports having laid before the Governor, on the 28th day of March, A. D. 1872, enrolled bill of the following title, viz:

Senate bill, No. 37, for "An act to establish and maintain a system of free schools."

Mr. Hunter, from the committee on geology and science, to which was referred Senate bill, No. 413, for "An act regulating the sale of illuminating oils made from petroleum," reported the same back, and recommended it be laid on the table.

The report of the committee was concurred in, and the bill Ordered to lie on the table.

Mr. Hunter, from the committee on geology and science, to which was referred House bill, No. 718, for "An act to provide for the inspection and sale of mineral oils and fluids, the product of petroleum, used for illuminating purposes," reported the same back, and recommended the passage of the same.

The report of the committee was concurred in, and the bill Placed among the files for a second reading.

Mr. Vaughan, from the select committee, to which was referred Senate bill No. 412, reported the same back, and recommended its passage.

Senate bill, No. 412, for "An act to establish reasonable maximum rates of charges for the transportation of freight on the different railroads in this State,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas.....19
Nays.....10

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Carter,
Daggett,
Donahue,

Messrs. Eddy,
Flagg,
Hampton,
Harlan,
Holcomb,
Hunter,

Messrs. Kerr,
McNulta,
Solomon,
Starnes,
Vaughan,
Whiting.

Those voting in the negative are,

Messrs. Crawford,
Dore,
Edsall,
Fuller,

Messrs. Jewett,
Pierce,
Reddick,

Messrs. Senter,
Underwood,
Woodard.

Mr. Woodard then entered a motion to reconsider the vote whereby the bill was lost.

Mr. Edsall, from the select committee, to which was referred Senate bill, No. 101, for "An act in regard to paupers," reported the same back, with amendments, and recommended the adoption of the same.

On motion of Mr. Hampton,

Ordered to lie upon the table and the amendments printed.

Mr. Daggett, from the special committee, to which was referred Senate bill, No. 207, for "An act authorize the formation of associations for the improvement of the water-power of Fox river and other rivers and streams in this State," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill Ordered to be engrossed and printed for a third reading.

Mr. Jewett, from the committee on judiciary, to which was referred Senate bill, No. 210, for "An act to amend the chapter of the Revised Statutes entitled 'Limitations,'" reported the same back, and recommended it be laid on the table.

The report of the committee was concurred in, and the bill
Ordered to lie on the table.

Mr. Jewett, from the committee on judiciary, to which was referred Senate bill, No. 477, for "An act for the protection of real estate agents," reported the same back, and recommended it be laid on the table.

The report of the committee was concurred in, and the bill
Ordered to lie on the table.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 525, for "An act to fix the fees of township collectors in counties under township organization having a population not exceeding seventy thousand inhabitants, and to authorize the treasurers of such counties to settle with the township collectors in accordance with the fees herein fixed."

In the passage of which I am instructed to ask the concurrence of the Senate.

On motion of Mr. Holcomb,

House bill, No. 747, for "An act to provide for and regulate the execution of the public printing,"

Was taken up, read at large a second time, and

Mr. Bush offered the following amendment; which was adopted:

Amend House bill No. 747, by striking out of lines 2 and 3, in section 11, (printed copy) the words "but no entire blank page shall be counted or charged for."

Mr. Bush offered the following amendment; which was lost:

Amend House bill No. 747, by striking out section 25.

The bill, as amended, was ordered to a third reading.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled:

House bill, No. 697, for "An act to fix the salaries of State officers; of the Judges of the Circuit Courts and Superior Court of Cook county; of the State's Attorneys; of the Judges and Prosecuting Attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State and of the Clerks of the Supreme Court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables and all town officers; to provide the mode of rendering their accounts and to fix a penalty for exacting illegal fees."

House bill, No. 677, for "An act to repeal an act entitled 'an act to regulate the manner of giving notice in legal proceedings (in Randolph county),' approved March 27, A. D. 1869."

House bill, No. 715, for "An act to define the twenty-eighth judicial circuit, and to fix the time of holding court therein."

House bill, No. 153, for "An act in regard to marks and brands."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 28th day of March, 1872, laid before the Governor for his approval, viz :

House bill, No. 697, for "An act to fix the salaries of State officers; of the Judges of the Circuit Courts and Superior Court of Cook county; of the State's Attorneys; of the Judges and Prosecuting Attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State and of the Clerks of the Supreme Court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables and all town officers; to provide the mode of rendering their accounts and to fix a penalty for exacting illegal fees."

House bill, No. 677, for "An act to repeal an act entitled 'an act to regulate the manner of giving notice in legal proceedings in Randolph county,' approved March 27, A. D. 1869."

House bill, No. 715, for "An act to define the twenty-eighth judicial circuit, and to fix the time of holding court therein."

House bill, No. 153, for "An act in regard to marks and brands."

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bill of the following title, to-wit :

Senate bill, No. 424, for "An act for the establishment of boundary lines of counties."

On motion of Mr. Crawford,

House bill, No. 831, for "An act to amend an act entitled 'an act to legalize assessments of property for State, county and town taxes of the year 1870, and to provide for appeals from judgments for such taxes,' approved June 21, 1871,"

Was taken up, read at large a first time, and

Ordered to a second reading.

House bill, No. 825, for "An act to fix the fees of township collectors in counties under township organization having a population not exceeding seventy thousand inhabitants, and to authorize the treasurers of such counties to settle with the township collectors in accordance with the fees herein fixed,"

Was taken up, read at large a first time, and

Ordered to a second reading.

Senate bill No. 424 was then taken up.

Mr. Crawford moved to postpone the consideration of the same until 11 A. M., to-morrow; which motion was lost.

Senate bill, No. 424, for "An act providing for the establishment of boundary lines of counties,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 31
Nays 1

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bush,
Daggett,
Donahue,
Dore,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
McNulta,
Pierce,

Messrs. Reddick,
Senter,
Solomon,
Starne,
Strevell,
Underwood,
Vaughan,
Whiting,
Wilkinson,
Woodard.

Mr. Crawford voted in the negative.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 405, for "An act providing for the removal and consolidation of institutions of learning in this State,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 28
Nays 4

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bush,
Crawford,
Daggett,
Donahue,
Dore,

Messrs. Eddy,
Edsall,
Fuller,
Harlan,
Holcomb,
Hunter,
Jewett,
Kerr,
McNulta,

Messrs. Pierce,
Starne,
Strevell,
Underwood,
Vaughan,
Voris,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Flagg,
Hampton,

Mr. Reddick,

Mr. Solomon.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

A message from the House of Representatives, by Mr. Hay:

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 373, for "An act to incorporate and to govern mutual fire insurance companies in townships," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 347, for "An act to fix the pay of members of the General Assembly after its first session under the present constitution."

Senate bill, No. 462, for "An act to allow appeals from interlocutory orders allowing alimony or solicitors' fees in cases for divorce,"

Was read at large a third time, and,

On motion of Mr. Fuller,

Referred to the committee on judiciary.

Senate bill, No. 470, for "An act to prevent extortion in the making of abstracts and chains of title, and copies thereof, and of extracts and memoranda in case of the destruction of the records of the recorder's office in any county," was,

On motion of Mr. Woodard,

Laid on the table.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bill of the following title, to-wit:

Senate bill, No. 207, for "An act to authorize the formation of associations for the improvement of the water power of Fox river and other rivers and streams in this State."

Senate bill, No. 451, for "An act to provide for recording such bonds as are required by law or the orders of courts to be filed in the courts of proceedings in courts of record,"

Was read at large a second time, and

Ordered engrossed and printed for a third reading.

Senate bill, No. 479, for "An act to provide for the copying of the laws and journals of each General Assembly,"

Was read at large a second time, and

Ordered engrossed and printed for a third reading.

House bill, No. 108, was taken from the table and placed among the files for a third reading.

Mr. Anderson moved that the Senate adjourn until 7:30 P. M.; which motion was lost.

At 6:02 o'clock P. M.,

On motion of Mr. Anderson,

The Senate adjourned until 7:40 o'clock P. M.

SEVEN-FORTY O'CLOCK P. M.

Senate met, pursuant to adjournment.

House bill, No. 12, for "An act to authorize the establishment of and to govern savings banks,"

Was taken up, read at large a third time, and

Placed among the files.

House bill, No. 108, for "An act for the protection of game and fish,"

Was taken up, read at large a third time, and

Placed among the files.

House bill, No. 828, for "An act to attach the county of Taxewell to the Central Grand Division,"

Was taken up, read at large a third time, and

Placed among the files.

House bill, No. 740, for "An act in relation to statutes at large,"
Was taken up, read at large a third time, and
Placed among the files.

House bill, No. 770, for "An an act to repeal an act entitled 'an act to incorporate the Havana German School Association,' approved March 7, 1867, and an amendment thereto entitled 'an act to amend an act entitled 'an act to incorporate the Havana German School Association,' approved March 11, 1869,'"

Was taken up, read at large a third time, and
Placed among the files.

House bill, No. 447, for "An act to prevent the herding or grazing of cattle or other domestic animals belonging to citizens of one county upon the uninclosed lands lying within the limits of another county,"

Was taken up, read at large a third time, and
Placed among the files.

House bill, No. 732, for "An act authorizing the formation of corporations, societies and associations for purposes other than for pecuniary profit,"

Was taken up and laid on the table.

House bill, No. 761, for "An act to repeal an act entitled 'an act to provide for the permanent survey of lands,' approved March 25, 1869,"

Was taken up and ordered to a third reading.

House bill, No. 718, for "An act to provide for the inspection and sale of mineral oils and fluids, the product of petroleum, used for illuminating purposes,"

Was taken up, read a second time, and
Ordered to a third reading.

House bill, No. 710, for "An act to provide for the appointment, qualifications and duties of notaries, and certifying their official acts,"

Was taken up, read a second time, and
Ordered to a second reading.

House bill, No. 760, for "An act in regard to arbitrations and awards,"

Was taken up, read a second time, and
Ordered to a third reading.

Mr. Bishop, from the committee on judiciary, to which was referred House bill, No. 729, for "An act in regard to liens," reported the same back, with an amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill placed among the files for a second reading.

House bill, No. 993, for "An act concerning masters in chancery,"
Was taken up, read a second time, and
Ordered to a third reading.

House bill, No. 731, for "An act concerning bastardy,"
Was taken up, read a second time, and
Ordered to a third reading.

House bill, No. 819, for "An act to dispose of the dockets, books and papers, and settle the unfinished business of the late Recorder's Court of the city of Sparta, in Randolph county, State of Illinois,"

Was taken up, read a second time, and
Ordered to a third reading.

House bill, No. 729, for "An act in regard to lions,"

Was taken up, read a second time, and
Ordered to a third reading.

House bill, No. 813, for "An act authorizing municipal corporations to transfer donations or subscriptions heretofore made from one railroad corporation to another,"

Was taken up, read at large a first time, and
Ordered to a second reading, and,

On motion of Mr. Bishop,
Referred to the committee on railroads and warehouses.

Senate bill, No. 108, for "An act for the relief Augustus Bauer, Asher Carter and William C. Deakman," was taken up, and

Referred to the committee on finance.

Senate bill, No. 191, for "An act requiring the Secretary of State to make a biennial report of the business of his office, and providing for the sale of certain property," was taken up, and

Referred to the committee on finance.

At 8:45 o'clock P. M.,

On motion of Mr. Woodard,
The Senate adjourned until 10 o'clock A. M. to-morrow.

FRIDAY, MARCH 29, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Brayton.

The journal of yesterday was being read, when,

On motion of Mr. Edsall,
The further reading of the same was dispensed with.

On motion of Mr. Flagg,
Leave of absence was granted Mr. Langley during this week.
The roll of the Senate was then called, when

The following Senators (36) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Bush,
Carter,
Crawford,
Daggett,
Dore,
Donahue,

Messrs. Early,
Eddy,
Edsall,
Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Landrigan,
Langley,

Messrs. McNulta,
Pierce,
Reddick,
Senter,
Solomon,
Starne,
Strevell,
Vaughan,
Whiting,
Wilkinson,
Williams,
Woodard.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am instructed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 340, for "An act in regard to roads and bridges," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

On motion of Mr. Eddy,

His motion entered to reconsider the vote whereby the report of the committee on elections to House bill, No. 598, was concurred in by the Senate, was taken up, and the vote was reconsidered.

The question then being upon concurring with the committee in their report,

And the yeas and nays being called,

The Senate refused to concur by the following vote: Yeas, 8; nays, 21:

Those voting in the affirmative are,

Messrs. Alexander,
Carter,
Daggett,

Messrs. Flagg,
Hampton,
Kerr,

Messrs. Strevel,
Woodard.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Bishop,
Bush,
Crawford,
Donahue,
Early,

Messrs. Eddy,
Fuller,
Hunter,
Jewett,
Landrigan,
McNulta,
Pierce,

Messrs. Reddick,
Senter,
Solomon,
Starne,
Whiting,
Wilkinson,
Williams.

The bill (H. B. No. 598) was then ordered to a third reading.

Mr. Pierce then offered the following resolution:

Resolved by the Senate, the House of Representatives concurring herein, That this general Assembly will adjourn sine die on Friday, April 5th.

On motion of Mr. Pierce,

The rules were suspended and the resolution adopted.

Mr. Pierce then offered the following resolution:

Resolved by the Senate, the House of Representatives concurring herein, That 5000 copies of each of the following public laws passed by this General Assembly, be printed in pamphlet form, for distribution by the members of the two Houses:

The act relating to free schools.

The act relating to fees and salaries.

The acts relating to practice in courts of record and in chancery.

The act relating to conveyances.

The act relating to mortgages.

The act for assessment and collection of revenue.

The act relating to guardian and ward.

The acts relating to wills, descents, and administration of estates.

The act for the incorporation of cities and villages.

The act for the exercise of the right of eminent domain.

The act relating to roads and highways.

The act relating to justices of the peace, etc.

The acts relating to arbitration, limitation, liens, ejectment and evidence.

The acts relating to mines and miners, cattle running at large, and male animals running at large.

The act relating to garnishment, judgment and executions, and jurors.

The act for collection of revenue and sale of real estate for non-payment of taxes for state, county, and municipal purposes.

The act concerning Canada thistles.

And that the Secretary of State be instructed to forward to each member of this General Assembly his proportion of the said pamphlets, by express or otherwise, as soon as they can be printed: *Provided*, if any of the acts above enumerated shall fail to pass, the same shall not be printed as above provided.

The rules were suspended.

On motion of Mr. Crawford,

The resolution was referred to the committee on printing.

On motion of Mr. Pierce,

The resolution relating to canal tolls was made the special order for 11 o'clock A. M., on Tuesday, April 2d, 1872.

On motion of Mr. McNulta,

House bill, No. 117, for "An act to provide for the organization and government of corporations for pecuniary profit," was taken up.

Mr. Crawford moved to refer the bill to the committee on the judiciary.

The question being upon concurring with the House in the adoption of the following House amendments to the Senate amendments:

Amend by striking out all of the Senate amendments, except sections 7, 11, 19, 24 and 38, and in lieu thereof insert before section 7, the following:

"SECTION 1. That corporations may be formed in the manner provided by this act, for any lawful purpose except banking, insurance, real estate brokerage, the operation of railroads, and the business of loaning money: *Provided*, that horse and dummy railroads may be organized and conducted under the provisions of this act: *And provided, further*, that corporations formed for the purpose of constructing railroad bridges shall not be held to be railroad corporations.

"§ 2. Whenever any number of persons, not less than three nor more than seven, shall propose to form a corporation under this act, they shall make a statement to that effect under their hands, and duly acknowledged before some officer in the manner provided for the acknowledgment of deeds, setting forth the name of the proposed corporation, the object for which it is to be formed, its capital stock, the number of shares of which such stock shall consist, the location of the principal office, and the duration of the corporation, not exceeding, however, fifty years; which statement shall be filed in the office of the Secretary of State. The Secretary of State shall, thereupon, issue to such persons a license as commissioners to open books for subscription to the capital stock of said corporation at such times and places as they may determine; but no license shall be issued to two companies having the same name.

"§ 3. As soon as may be after the capital stock shall be fully subscribed, the commissioners shall convene a meeting of the subscribers for the purpose of electing directors or managers, and the transaction of such other business as shall come before them. Notice thereof shall be given by depositing in the postoffice, properly addressed to each

subscriber, at least ten days before the time fixed, a written or printed notice, stating the object, time and place of such meeting. In all elections for directors or managers of corporations organized under this act, every subscriber or stockholder shall have the right to vote in person or by proxy, for the number of shares owned or subscribed by him, for as many persons as there are directors or managers to be elected, or to cumulate such shares and give one candidate as many votes as the number of directors or managers multiplied by the number of his shares of stock shall equal, or to distribute them on the same principle among as many candidates as he shall think fit; and such directors or managers shall not be elected in any other manner. It shall be lawful for any such corporation, by resolution of the stockholders, to divide its board of directors or managers into three classes, numbered consecutively, the term of office of the first class to expire on the day of the annual election of said company then next ensuing; the second class one year thereafter, and the third class two years thereafter. At each annual election after such classification, the stockholders of such company shall elect, for a term of three years, a number of directors or managers equal to the number in the class whose term expires on the day of such election. All other vacancies to be filled in accordance with the by-laws of the corporation.

“§ 4. The commissioners shall make a full report of their proceedings, including therein a copy of the notice provided for in the foregoing section, a copy of the subscription list, and the names of the directors or managers elected and their respective terms of office, which report shall be sworn to by at least a majority of the commissioners, and shall be filed in the office of the Secretary of State. The Secretary of State shall, thereupon, issue a certificate of the complete organization of the corporation, making a part thereof a copy of all papers filed in his office in and about the organization of the corporation, and duly authenticated under his hand and seal of State, and the same shall be recorded in a book for that purpose, in the office of the recorder of deeds of the county where the principal office of such company is located. Upon the recording of the said copy, the corporation shall be deemed fully organized and may proceed to business. Unless such company shall be organized and shall proceed to business as provided in this act, within two years after the date of such license, then such license shall be deemed revoked, and all proceedings thereunder void.

“§ 5. Corporations formed under this act shall be bodies corporate and politic for the period for which they are organized; may sue and be sued; may have a common seal which they may alter or renew at pleasure; may own, possess and enjoy so much real and personal estate as shall be necessary for the transaction of their business, and may sell and dispose of the same when not required for the uses of the corporation. They may borrow money at legal rates of interest, and pledge their property, both real and personal, to secure the payment thereof; and may have and exercise all the powers necessary and requisite to carry into effect the objects for which they may be formed.

“§ 6. The corporate powers shall be exercised by a board of directors or managers: *Provided*, the number of directors or managers shall not be increased or diminished, or their term of office changed, without the consent of the owners of a majority of the shares of stock. The officers of the company shall consist of a president, secretary and treasurer, and such other officers and agents as shall be determined by the directors or managers, and the directors or managers may adopt by-laws for the government of the officers and affairs of the company: *Provided*, they are not inconsistent with the laws of this State. The directors or managers may require of the officers and agents bonds with such sureties and conditions as they shall deem proper, and may remove any officers when the interest of the corporation shall require. The officers shall hold their respective offices for the period provided by the by-laws.

“§ 7. The shares of stocks shall be one hundred dollars each, and shall be deemed personal property, and transferable as such in the manner provided by the by-laws, and subscriptions therefor shall be made payable to the corporation, and shall be payable in such installments and at such time or times as shall be determined by the directors or managers, and an action may be maintained in the name of the corporation to recover any installment which shall remain due and unpaid for the period of twenty days after personal demand therefor, or, in cases where personal demand is not made, within thirty days after a written or printed demand has been deposited in the post office, properly addressed to the post office address of the stockholder. The directors may, by by-law, prescribe other penalties for a failure to pay the installments that may from time to time become due, but no penalty working a forfeiture of stock, or of the amounts paid thereon, shall be declared as against any estate before distribution shall have been made, or against any stockholder before demand shall have been made for the amount due thereon, either in person, or by a written or printed notice, duly mailed to the proper address of such stockholder at least thirty days prior to the time when such forfeiture is to take effect: *Provided*, that proceeds of said sale, over and above the amount due on said shares, shall be paid to the delinquent stockholder.

“§ 8. Every assignment or transfer of stocks, on which there remains any portion unpaid, shall be recorded in the office of the recorder of deeds of the county within which the principal office is located, and each stockholder shall be liable for the debts of the corporation to the extent of the amount that may be unpaid upon the stock held by him, to be collected in the manner herein provided. No assignor of stocks shall be released from any such indebtedness by reason of any assignment of his stock, but shall remain liable therefor jointly with the assignee until the said stock be fully paid. Whenever any action is brought to recover any indebtedness against the corporation, it shall be competent to proceed against any one or more stockholders at the same time, to the extent of the balance unpaid by such stockholders upon the stock owned by them, respectively, whether called in or not, as in cases of garnishment. Every assignee

or transferee of stock shall be liable to the company for the amount unpaid thereon, to the extent and in the same manner as if he had been the original subscriber.

“§ 9. The General Assembly shall, at all times, have power to prescribe such regulations and provisions as it may deem advisable, which regulations and provisions shall be binding on any and all corporations formed under the provisions of this act: *And, provided, further*, that this act shall not be held to revive or extend any private charter or law heretofore granted or passed concerning any corporation.

“§ 10. All corporations, organized under this law, whose powers may have expired by limitation or otherwise, shall continue their corporate capacity during the term of two years, for the purpose only of collecting the debts due said corporation, and selling and conveying the property and effects thereof.

“§ 11. The said company shall use the name of their respective corporations for the purposes aforesaid, and shall be capable of prosecuting and defending all suits in law or equity.

“§ 12. The dissolution, for any cause whatever, of any company created as aforesaid, shall not take away or impair any remedy given against such corporation, its stockholders or officers, for any liabilities incurred previous to its dissolution. In all cases when any company or corporation, chartered or organized under the laws of this State, shall consolidate its property, stock or franchises with any other company, such consolidated company shall be liable for all debts or liabilities of each company included in said consolidated company existing or accrued prior to such consolidation; and actions may be brought and maintained, and recovery had therefor, against such consolidated company.

“§ 13. Every stockholder in a corporation formed under this act shall, at all reasonable times, have the right, by himself or his attorney, to examine the records and books of account of the company.”

Further amend by changing the numbers of sections in Senate amendments, as follows: Make section seven number fourteen, section eleven number fifteen, section nineteen number sixteen, section twenty-four number seventeen, and section thirty eight number eighteen.

Amend further by adding the following:

“§ 19. Societies, corporations and associations (not for pecuniary profit) may be formed as hereinafter provided. Any three or more persons, citizens of the United States, who shall desire to associate themselves for any lawful purpose, other than for pecuniary profit, may make, sign and acknowledge, before any officer authorized to take acknowledgments of deeds in this State, and file, in the office of the Secretary of State, a certificate in writing, in which shall be stated the name or title by which such corporation, society or association shall be known in law, the particular business and objects for which it is formed, the number of its trustees, directors or managers, and the names of the trustees, directors or managers selected for the first year of its existence.

"§ 20. Upon filing a certificate as aforesaid, the Secretary of State shall thereupon issue a certificate of the organization of the corporation, society or association, making a part thereof a copy of all papers filed in his office in and about the organization thereof, and duly authenticated under his hand and seal of State; and the same shall be recorded in a book for that purpose, in the office of the recorder of deeds of the county in which the principal place of business of such corporation, society or association is located. Upon complying with the foregoing conditions, the corporation, society or association shall be deemed fully organized, and may proceed to business: *Provided*, the Secretary of State shall not issue a certificate of organization to any corporation, society or association under the name of any then existing.

"§ 21. Corporations, associations and societies not for pecuniary profit, formed under this act, shall be bodies corporate and politic, by the name stated in such certificate; and by that name they and their successors shall and may have succession, and shall be persons in law, capable of suing and being sued; may have power to make and enforce contracts in relation to the legitimate business of their corporation, society or association; may have and use a common seal, and may change or alter the same at pleasure. And they and their successors, by their corporate name, shall in law be capable of taking, purchasing, holding and disposing of real and personal estate, for purposes of their organization; may make by-laws, not inconsistent with the Constitution and laws of this State or of the United States—in which by-laws shall be described the duties of all officers of the corporation, society or association, and the qualifications of members thereof.

"§ 22. Corporations, associations and societies (not for pecuniary profit) formed under the provisions of this act, shall elect trustees, directors or managers from the members thereof, at such times and places and for such period as may be provided for by the by-laws, who shall have the control and management of the affairs and funds of the corporation, society or association. Said trustees, managers or directors may, upon consent of the corporation, society or association, expressed by the vote of a majority of the members thereof, borrow money, to be used solely for purposes of their organization, and may pledge their property therefor. Whenever trustees, managers or directors shall be elected, a certificate, under the seal of the corporation, giving the names of those elected and the term of their office, shall be recorded in the office of the recorder of deeds where the certificate of organization is recorded. Vacancies in the board of trustees, directors or managers shall be filled in the manner provided by their by-laws, and upon filling any vacancy a like certificate shall be recorded.

"§ 23. No dividend or distribution of the property of such corporation, society or association shall be made until all debts are fully paid, and then only upon its final dissolution and surrender of organization and name; nor shall any distribution be made except by a vote of a majority of the members. When a distribution of any of their property is contemplated, the trustees, directors or managers shall file a statement, under oath, in the office of the recorder of deeds in the

county where their business office is located, that all debts of the corporation, society or association are paid. And in case a distribution shall be made before filing such statement under oath, or if such statement shall be willfully false, said trustees, directors or managers shall be, jointly and severally, liable for the debts of such corporation, society or association. When a final dissolution of any corporation, society or association, organized by virtue of this act, has been agreed upon, the trustees, directors or managers shall file, in the office of the Secretary of State, a certificate thereof, under seal of the corporation; and upon the filing of said certificate, such organization shall cease to exist.

“§ 24. Any such corporation, society or association may change its articles of association, in the manner prescribed by their own rules; but no such change shall be of legal effect, until a certificate thereof, under seal of such corporation, society or association, shall be filed in the office of the Secretary of State, and recorded in the office of the recorder of deeds in which the original certificate was recorded.

“§ 25. Any church, congregation or society formed for the purpose of religious worship, may become incorporated in the manner following, to-wit: by electing or appointing, according to its usages or customs, at any meeting held for that purpose, two or more of its members as trustees, wardens and vestrymen, (or such other officers whose powers and duties are similar to those of trustees, as shall be agreeable to the usages and customs, rules or regulations of such congregation, church or society,) and may adopt a corporate name; and upon the filing of the affidavit, as hereinafter provided, it shall be and remain a body politic and corporate, by the name so adopted.

“§ 26. The chairman or secretary of such meeting shall, as soon as may be after such meeting, make and file in the office of the recorder of deeds in the county in which such congregation, church or society is organized (which shall be recorded by such recorder), an affidavit substantially in the following form:

STATE OF ILLINOIS, } ss.
 COUNTY, }

I, ..., do solemnly swear, or affirm as the case may be, that at a meeting of the members of the [here insert the name of the church, society or congregation, as known before incorporation], held at [here insert place of meeting], in the county of, and State of Illinois, on the day of, A. D. 18.., for that purpose, the following persons were elected (or appointed) [here insert their names] trustees, (or wardens, vestrymen or officers by whatever name they choose to adopt, with powers and duties similar to trustees,) according to the rules and usages of such (church, society or congregation.) And said (church, society or congregation) adopted as its corporate name [here insert the name.] And at said meeting this affiant acted as (chairman or secretary, as the case may be)

(name of affiant.)

Subscribed and sworn to before me this day of, A. D. 18..

Such affidavit, or a copy thereof, duly certified by the recorder, shall be received as evidence of the due incorporation of such congregation, church or society.

“§ 27. The term of office of the trustees of any such corporation may be determined by the rules or by-laws of the congregation, church or society.

“§ 28. A failure to elect trustees at any time shall not work a dissolution of such corporation, but the trustees last elected shall be considered as in office until their successors are elected.

"§ 29. All elections of trustees after the first, and elections to fill vacancies, may be called and conducted upon such notice and in such manner as may be provided by the rules, usages or by-laws of the congregation, church or society, but the qualification and number of the trustees shall at all times be the same as required in the 25th section of this act. No certificate of election, after the first, need be filed for record.

"§ 30. A trustee may be removed from office by an election, called and conducted in like manner as elections for trustees, or his office declared vacant for a failure to act, immoral conduct, or for an abandonment of the faith of the congregation, church or society.

"§ 31. Upon the incorporation of any congregation, church or society, all real and personal property held by any person or trustees for the use of the members thereof, shall immediately vest in such corporation and be subject to its control, and may be used, mortgaged, sold and conveyed the same as if it had been conveyed to such corporation by deed; but no such conveyance or mortgage shall be made so as to affect or destroy the intent or effect of any grant, devise or donation, that may be made to such person or trustee for the use of such congregation, church or society.

"§ 32. Any corporation that may be formed under this act, or under any law of this State for the incorporation of religious societies, may receive, by gift, devise or purchase, land, not exceeding in quantity (including that already held by such corporation) ten acres, and may erect or build thereon such houses, buildings or other improvements as it may deem necessary for the convenience and comfort of such congregation, church or society, and may lay out and maintain thereon a burying ground; but no such property shall be used except in the manner expressed in the gift, grant or devise, or, if no use or trust is so expressed, except for the benefit of the congregation, church or society for which it was intended.

"§ 33. The trustees shall have the care, custody and control of the real and personal property of the corporation, subject to the direction of the congregation, church or society, and may, when directed by the congregation, church or society, erect houses or buildings, and improvements, and repair and alter the same, and may, when so directed, mortgage, incur, sell and convey any real or personal estate of such corporation, and enter into all lawful contracts in the name of and in behalf of such corporation: *Provided*, that no mortgage, incumbrance, sale or conveyance shall be made of any such estate, so as to defeat or destroy the effect of any gift, grant, devise or bequest which may be made to such corporation; but all such gifts, grants, devises or bequests shall be appropriated and used as directed or intended by the person or persons making the same.

"§ 34. Any congregation, church or society, heretofore incorporated under the provisions of any law for the incorporation of religious societies, may become incorporated under the provisions of this act in the same manner as if it had not previously been incorporated, in which case the new corporation shall be entitled to and invested with all the real and personal estate of the old corporation, in like manner and to the same extent as the old corporation,

subject to all the debts, contracts and liabilities. The word trustees wherever used in this act, shall be construed to include wardens and vestrymen, or such other officers as perform the duties of trustees.

“§ 35. Any congregation, church or society, incorporated under this act, may receive by grant, devise or bequest, real estate, not exceeding forty acres, for the purpose of holding camp meetings, and may put such improvements thereon as they may deem for their comfort and convenience. The title to such real estate shall be in such corporation, subject to like conditions as are provided in this act in regard to other real estate held by such corporation.

“§ 36. The trustees or any other persons designated by any such congregation, church or society incorporated under this act, shall have power to publish, print, circulate, sell or give away, such religious, Sabbath school and missionary tracts, periodicals or books as they may deem necessary to the promotion of religion and morality.

“§ 37. This act is subject to any limitation or modification which may be hereafter enacted by general law as to the amount of real estate and personal property to be held by the corporations respectively provided for herein for religious purposes.

“§ 38. No corporation, association or society for any purpose authorized by this act shall be formed under any other act.

“§ 39. All acts or parts of acts in conflict with the provisions of this act are hereby repealed: *Provided*, that the repeal of said acts shall not affect any corporations existing under any such acts, or any rights or liabilities that may have accrued when this act shall take effect.”

Further amend that the title read as follows: “A bill for an act concerning corporations.”

On motion of Mr. Crawford,

The previous question was ordered.

And the yeas and nays being called,

The Senate refused to concur in the adoption of the House amendment to the Senate amendments, by the following vote: Yeas, 18; Nays, 15:

Those voting in the affirmative are,

Messrs. Alexander,
Bishop,
Crawford,
Daggett,
Eddy,
Edsall,

Messrs. Holcomb,
Hunter,
Jewett,
Kerr,
Landrigan,
Pierce,

Messrs. Senter,
Starne,
Strevell,
Vaughan,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Bush,
Carter,
Donahue,

Messrs. Dore,
Early,
Flagg,
Fuller,
Hampton,

Messrs. McNulta,
Reddick,
Solomon,
Williams,
Woodard.

Mr. Eddy, from the committee on enrolled and engrossed bills, reports as having been properly engrossed Senate bills of the following titles, to-wit:

Senate bill, No. 451, for "An act to provide for recording such bonds as are required by law or the orders of courts to be filed in the course of proceedings in courts of record."

Senate bill, No. 475, for "An act to prevent and punish fraud upon or relating to the titles to land."

Senate bill, No. 468, for "An act to provide for the completion of the revision of the Statutes."

Senate bill, No. 473, for "An act to regulate and govern sheriffs and jailers as to the manner of confining prisoners."

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bill of the following title, to-wit :

Senate bill, No. 478, for "An act to repeal all laws in conflict with the act relative to fees and salaries passed at the present session of this General Assembly, or relating to the fees or salaries of the officers named in said act, except as therein specified."

House bill, No. 447, for "An act to prevent the herding or grazing of cattle or other domestic animals, belonging to citizens of one county, upon the uninclosed lands lying within the limits of another county,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas..... 15
Nays..... 17

Those voting in the affirmative are,

**Messrs. Alexander,
Allen,
Bush,
Carter,
Crawford.**

**Messrs. Daggett,
Flagg,
Fuller,
Hampton,
Reddick.**

**Messrs. Senter,
Solomon,
Whiting,
Wilkinson,
Woodard.**

Those voting in the negative are,

**Messrs. Anderson,
Bangs,
Bishop,
Donahue,
Dore,
Early,**

**Messrs. Edsall,
Holcomb,
Hunter,
Jewett,
Kerr,
Landrigan.**

**Messrs. McNulta,
Pierce,
Strevell,
Vaughan,
Williams**

Mr. Strevell then entered a motion to reconsider the vote whereby the bill was lost.

Mr. Dore then moved to suspend the rules to take up House bill No. 771.

And the ycas and nays being called,

The Senate refused to suspend the rules by the following vote:
Yeas, 18; nays, 14;

Those voting in the affirmative are,

**Messrs. Alexander,
Carter,
Daggett,
Donahue,
Dore,
Hampton,**

**Messrs. Holcomb,
Jewett,
Kerr,
Landrigan,
McNulta,
Pierce.**

Messrs. Reddick,
Strevell,
Vaughan,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Bangs,
Bishop,
Bush,

Messrs. Crawford,
Early,
Edsall,
Flagg,
Fuller,

Messrs. Hunter,
Solomon,
Starnes,
Whiting.

By unanimous consent,
Mr. Vaughan called up Senate bill, No. 340, for "An act in regard to roads and bridges."

The question then being upon concurring in the following amendments of the House of Representatives to the bill:

Amend section 1, line 4. After the word "law" insert "or used for ten years."

Amend section 11, line 13. After the word "commissioners" insert "or overseers."

Amend section 57, line 10. Strike out after the word "thereby," down to and including the word "road" in 18th line; and in lines 18 and 19, the words "above such benefits."

1st. In section 32, strike out clause 8, and change the number of the remaining clauses.

2d. In section 32, in the 9th clause, strike out all after the word "travel" in line 42.

3d. In section 32, clause 13th, in lines 57 and 58, strike out the words "twenty five" and insert the word "forty."

4th. In section 33, in the 5th clause, after the word "expenditure" in the 10th line, add "and to whom paid."

5th. In section 41, in line 8, strike out the word "forty" and insert the word "sixty."

6th. Add to section 80 the following: "*Provided*, that no work shall be ordered to be done or performed under the provisions of this section that will cost more than ten cents on each one hundred dollars valuation of the taxable property of the town, or road district, by the last preceding assessment of the same."

7th. Amend by inserting after the word "district" in 23d line of section 57, printed copy, the following: "Out of the funds in the hands of the treasurer of the commissioners of highways, raised for road and bridge purposes."

8th. Amend by adding the following after the word "travel" in 42d line of section 32, printed copy: "And the said commissioners of highways may, in their discretion, sink and construct wells, with a suitable pump or other suitable fixture, and a water trough attached thereto, not exceeding five in any district or town, and keep the same in repair, for public use for watering teams, at the intersections of the most important roads in their towns or road districts; and they may also adopt any other suitable and convenient mode of supplying water in troughs conveniently situated on the public highways for public use, at other points than at such intersections; and the cost of such improvements shall be paid out of the road and bridge funds of such town or road district."

Amend Senate bill No. 340, by adding to the end of section 47 as follows: "or its equivalent in labor performed."

Amend section 48 by inserting after the word "paid," in 1st line, as follows: "nor the labor performed."

Amend section 48 by striking out all between the word "time" in 2d line, and the words "it shall be the duty of," in 4th line of printed copy.

Amend by adding the following proviso to the end of section 84: "Provided, that the collector of taxes shall receive from any tax payer, in payment of said tax payer's road and bridge tax, any order of the commissioners of highways, on their treasurer, for work done on or material furnished for the construction or repairs of the highways or bridges, in any sum not to exceed the amount of such person's road and bridge tax then due."

Amend section 82 in 3d line, strike out "forty," and insert "thirty-three."

And the yeas and nays being called,

The Senate concurred in the adoption of the amendments of the House by the following vote: Yeas, 31; Nays, 1:

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,

Messrs. Early,
Edsall,
Flagg,
Fuller,
Hampton,
Holcomb,
Jewett,
Kerr,
Landrigan,
Pierce,

Messrs. Reddick,
Senter,
Solomon,
Starne,
Strevel,
Vaughan,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Hunter voted in the negative.

Mr. Vaughan then entered a motion to reconsider the vote whereby the Senate concurred with the House in the adoption of their amendments to the bill.

A message from the House of Representatives, by Mr. Hay:

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of bills of the following titles, to-wit:

Senate bill, No. 178, for "An act to provide for the incorporation of cities and villages," with amendments thereto.

Senate bill, No. 300, for "An act giving the assent of the State of Illinois to the construction of a bridge across the Mississippi river, at a point opposite, or nearly so, to the city of Cape Girardeau, Missouri," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

House bill, No. 12, for "An act to authorize the establishment of and to govern savings banks,"

Having been read at large a third time,

Mr. Holcomb moved to refer the bill to the committee on the judiciary.

On motion of Mr. Anderson,

The previous question was ordered.

And the motion of Mr. Holcomb to refer to the committee on the judiciary, was lost.

On motion of Mr. Eddy,

A call of the Senate was ordered, when

The following Senators (27) answered to their names:

Messrs. Alexander,	Messrs. Donahue,	Messrs. Hunter,
Allen,	Dore,	Jewett,
Anderson,	Early,	Pierce,
Bangs,	Eddy,	Senter,
Bishop,	Edsall,	Solomon,
Bush,	Flagg,	Starne,
Carter,	Fuller,	Wilkinson,
Crawford,	Hampton,	Williams,
Daggett,	Holcomb,	Woodard.

On motion of Mr. Woodard,

Further proceedings under the call were dispensed with.

Mr. Eddy, from the joint committee on enrolled bills, reports as having laid before the Governor, on the 29th day of March, A. D. 1872, Senate bills of the following titles, to-wit:

Senate bill, No. 382, for "An act for the assessment of property, and for the levy and collection of taxes."

Senate bill, No. 347, for "An act to fix the pay of members of the General Assembly after its first session under the present constitution."

Senate bill No. 417, for "An act to provide an additional water supply at the Hospital for Insane, located at Jacksonville, Illinois."

Mr. Eddy, from the joint committee on enrolled bills, reports as having been properly enrolled, Senate bills of the following titles, to-wit:

Senate bill, No. 382, for "An act for the assessment of property, and for the levy and collection of taxes."

Senate bill, No. 347, for "An act to fix the pay of members of the General Assembly after its first session under the present constitution."

Senate bill, No. 417, for "An act to provide an additional water supply at the Hospital for Insane, located at Jacksonville, Illinois."

On motion of Mr. Alexander,

A call of the Senate was ordered, when

The following Senators (25) answered to their names:

Messrs. Alexander,	Messrs. Dore,	Messrs. Pierce,
Allen,	Early,	Senter.
Anderson,	Eddy,	Solomon,
Bangs,	Fuller,	Starne,
Bishop,	Hampton,	Vaughan,
Carter,	Holcomb,	Wilkinson,
Crawford,	Hunter,	Williams,
Daggett,	Landrigan,	Woodard.
Donahue,		

At 12:15 o'clock P. M.,

On motion of Mr. Landrigan,

The Senate adjourned until 2:30 o'clock P. M.

TWO-THIRTY O'CLOCK P. M.

Senate met, pursuant to adjournment.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of Senate bills of the following titles, to-wit :

Senate bill, No. 389, for "An act to authorize the assessment of property, and the levy and collection of taxes in municipal corporations, when the assessment roll has been lost or destroyed."

Senate bill, No. 408, for "An act to authorize the State Treasurer to surrender securities heretofore deposited by life insurance companies."

Senate bill, No. 429, for "An act making an appropriation for the payment of the officers and members of the next general assembly and for the salaries of the officers of the State government."

Senate bill, No. 446, for "An act to authorize towns to sell and convey real estate."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives decided to adhere to the amendments made by the House to Senate amendments to a bill of the following title, to-wit :

House bill, No. 117, for "An act to provide for the organization and government of corporations for pecuniary profit,"

And to ask for a committee of conference, to consist of — on the part of the Senate, and five on the part of the House, to consider the differences relating thereto.

I am further directed to inform the Senate that the Speaker of the House of Representatives has appointed, as said committee on the part of the House of Representatives, Messrs. Daniels, Price, Brayton, Ross and Springer.

On motion of Mr. Bishop,

A call of the Senate was ordered, when

The following Senators (27) answered to their names :

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bush,
Carter,
Crawford,
Daggett,

Messrs. Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Hampton,
Holcomb,

Messrs. Hunter,
Landrigan,
Pierce,
Senter,
Solomon,
Starnes,
Vaughan,
Williams,
Woodard.

On motion of Mr. Carter,

Further proceedings under the call were dispensed with.

House bill, No. 12, for "An act to authorize the establishment of savings banks,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas..... 13
Nays 15

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Daggett,
Dore,
Eddy,

Messrs. Edsall,
Flagg,
Fuller,
Hampton,

Messrs. Pierce,
Senter,
Vaughan,
Wilkinson.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Bishop,
Bush,
Carter,

Messrs. Crawford,
Donahue,
Early,
Holcomb,
Hunter,

Messrs. Landrigan,
Solomon,
Starne,
Williams,
Woodard.

Mr. Hunter entered a motion to reconsider the vote whereby the bill was lost.

The House message of this day relating to House bill No. 117, was then taken up and concurred in.

The blank in the message was then filled with the number "five."

The President then appointed Messrs. McNulta, Flagg, Edsall, Woodard and Bush, committee on the part of the Senate.

House bill, No. 770, for "An act to repeal an act entitled 'an act to incorporate the Havana German School Association,' approved March 7, 1867, and an amendment thereto entitled 'an act to amend an act entitled 'an act to incorporate the Havana German School Association,' approved March 11, 1869,'"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 26
Nays 1

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bush,
Carter,
Daggett,
Donahue,

Messrs. Dore,
Early,
Eddy,
Edsall,
Fuller,
Hampton,
Holcomb,
Hunter,
Landrigan,

Messrs. Pierce,
Senter,
Solomon,
Starne,
Vaughan,
Wilkinson,
Williams,
Woodard.

Mr. Crawford voted in the negative.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

House bill, No. 828, for "An act to attach the county of Tazewell to the Central Grand Division,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 28
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Carter,
Crawford,
Daggett,
Donahue,

Messrs. Dore,
Eddy,
Edsall,
Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Landrigan,

Messrs. Pierce,
Senter,
Solomon,
Starne,
Vaughan,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

House bill, No. 108, for "An act for the protection of game and fish,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas..... 19
Nays..... 7

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Carter,
Crawford,
Daggett,

Messrs. Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,

Messrs. Landrigan,
Senter,
Solomon,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bush,
Donahue,
Hampton,

Messrs. Holcomb,
Hunter,

Messrs. Pierce,
Starne.

Mr. Pierce then entered a motion to reconsider the vote whereby the bill was lost.

House bill, No. 740, for "An act in relation to statutes at large,"
Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....27
Nays..... 1

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bush,
Carter,
Crawford,
Daggett,

Messrs. Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Hampton,
Holcomb,

Messrs. Hunter,
Landrigan,
Pierce,
Senter,
Solomon,
Starne,
Vaughan,
Wilkinson,
Woodard.

Mr. Williams voted in the negative.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

Mr. Bush then entered a motion to reconsider the vote whereby the Senate refused to concur with the House in the adoption of their amendments to the Senate amendments to House bill No. 117.

House bill, No. 771, for "An act to remedy the evils consequent upon the destruction of any public records by fire or otherwise,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 27
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bush,
Carter,
Crawford,
Daggett,

Messrs. Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Hampton,
Holcomb,

Messrs. Hunter,
Pierce,
Senter,
Solomon,
Starne,
Vaughan,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

House bill, No. 768, for "An act to provide for the appointment of a successor in trust to the trustees named in an act entitled 'an act to incorporate the Illinois Central Railroad Company,' approved February 19, 1851, and their successors in trust, and to define his duties,"

Was taken up and read at large a third time.

On motion of Mr. Anderson,

The further consideration of the bill was postponed to and made the special order for 11 o'clock A. M., Wednesday, April 3, 1872.

House bill, No. 760, for "An act in regard to arbitrations and awards,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 26
Nays 0

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Bishop,
Bush,
Carter,
Crawford,
Daggett,
Donahue,

Messrs. Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,

Messrs. Pierce,
Senter,
Solomon,
Starne,
Vaughan,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

On motion of Mr. Flagg,

Senate bill, No. 373, for "An act to incorporate and to govern mutual fire insurance companies in townships," was taken up.

The question being on concurring in the following House amendments to the bill:

Section 1, line 3. Strike out "any two," and insert "one or more."
Line 4, after the word "state," insert "not exceeding three in number, and without regard to county lines."

Amend section 1, so it will, after the formal part, read as follows :
 "That the assent of the State of Illinois is hereby given to any corporation or association organized under the laws of this State and subject thereto, to construct bridges across navigable rivers in this State, and upon the boundaries thereof, whenever authorized by the Congress of the United States, under such conditions and restrictions as the Congress may impose."

The Senate concurred by the following vote : { Yeas.....26
 { Nays..... 0

Those voting in the affirmative are,

Messrs. Allen,
 Anderson,
 Bangs,
 Bush,
 Carter,
 Crawford,
 Daggett,
 Donahue,
 Dore,

Messrs. Early,
 Eddy,
 Edsall,
 Flagg,
 Fuller,
 Hampton,
 Holcomb,
 Hunter,
 Landrigan,

Messrs. Pierce,
 Senter,
 Solomon,
 Starne,
 Vaughan,
 Wilkinson,
 Williams,
 Woodard.

Leave of absence was granted Mr. Alexander until Monday, and Mr. Strevell until Monday.

House bill, No. 731, for "An act concerning bastardy,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 26
 { Nays 0

Those voting in the affirmative are,

Messrs. Allen,
 Anderson,
 Bangs,
 Bush,
 Carter,
 Crawford,
 Daggett,
 Donahue,
 Dore,

Messrs. Early,
 Eddy,
 Edsall,
 Flagg,
 Fuller,
 Hampton,
 Holcomb,
 Hunter,
 Landrigan,

Messrs. Pierce,
 Senter,
 Solomon,
 Starne,
 Vaughan,
 Wilkinson,
 Williams,
 Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

By unanimous consent Mr. Flagg introduced the following resolution, which was referred to the committee on printing:

Resolved by the Senate, the House of Representatives concurring herein, That the Superintendent of Public Instruction is hereby authorized to cause twenty thousand copies of the school law, with explanatory notes and index, to be printed for the use of school officers, and that the Secretary of State, under his direction, shall distribute the same.

House bill, No. 710, for "An act to provide for the appointment, qualification and duties of notaries public, and certifying their official acts,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 26
 { Nays 0

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,

Messrs. Early,
Eddy,
Edsall,
Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Landrigan,

Messrs. Pierce,
Senter,
Solomon,
Starne,
Vaughan,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

House bill, No. 693, for "An act concerning masters in chancery," Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 26
Nays..... 0

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Bush,
Carter,
Crawford,
Daggett,
Donahue,
Dore,

Messrs. Early,
Eddy,
Edsall,
Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Landrigan,

Messrs. Pierce,
Senter,
Solomon,
Starne,
Vaughan,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

Mr. Hampton, from the committee on domestic relations, to which was referred House bill, No. 93, for "An act to amend chapter thirty, Revised Statutes, entitled 'Criminal Jurisprudence,'" reported the same back, with an amendment, and recommended the adoption of the same.

The bill was placed in the files.

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 191, for "An act requiring the Secretary of State to make a biennial report of the business of his office, and providing for the sale of certain property," reported the same back, and recommended the Senate concur in the House amendments to the bill.

The bill was ordered on file.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of Senate bills of the following titles, to-wit:

Senate bill, No. 449, for "An act authorizing the formation of union depots and stations for railroads in this State."

Senate bill, No. 456, for "An act to amend an act entitled 'an act to create a department of agriculture in the State of Illinois,' approved April 17, 1871."

Senate bill, No. 471, for "An act to repeal certain acts and parts of acts therein named relative to practice."

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 108, for "An act for the relief of Augustus Bauer, Asher Carter and William C. Deakman," reported the same back, and recommended that the Senate concur in the House amendments to the bill.

And the bill was ordered on file.

Mr. Crawford, from the committee on finance, to which was referred House bill, No. 681, for "An act to authorize the Secretary of State to sell or otherwise dispose of surplus books, printed laws, journals, legislative reports or other books," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered on file for a second reading.

House bill, No. 734, for "An act to make appropriations to pay certain expenses of the State government for which no appropriation has heretofore been made,"

Was taken up, read at large a second time, and

Ordered to a third reading.

House bill, No. 831, for "An act to amend an act entitled 'an act to legalize assessments of property for State, county and town taxes for the year 1870, and to provide for appeals from judgments for such taxes,' approved June 21, 1871,"

Was taken up, read at large a second time, and

Ordered to a third reading.

House bill, No. 825, for "An act to fix the fees of township collectors in counties under township organization having a population not exceeding seventy thousand inhabitants, and to authorize the treasurers of such counties to settle with the township collectors in accordance with the fees herein fixed,"

Was taken up, read at large a second time, and

Ordered to a third reading, and,

On motion of Mr. Crawford,

Referred to the committee on revenue.

House bill No. 681 was taken up, read at large a second time, and ordered to a third reading.

The following resolution was referred to the committee on judiciary:

Resolved, That the committee on the judiciary, to whom were referred the two messages of his Excellency, the Governor, on the use of United States troops in the city of Chicago, and also a resolution pertaining to the same subject, be requested to report their action or conclusion thereon, or the conclusions of the members of that committee, on or before Thursday next.

The following resolution was taken up and laid on the table:

Resolved, That no new bill will be received by the Senate at the present session after the 1st of April next, unless by unanimous consent, and that this resolution shall be considered as one of the standing rules of the Senate.

Mr. Hampton presented several petitions concerning the temperance law, which petitions were laid on the table.

Mr. Fuller, from the committee on judiciary, to which was referred Senate bill, No. 457, for "An act concerning the qualification and

cause of challenge of jurors in criminal cases," reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the bill Ordered to lie on the table.

Mr. Fuller, from the committee on judiciary, to which was referred Senate bill, No. 450, for "An act to protect the use of the telegraph," reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the bill Ordered to lie on the table.

Mr. Fuller, from the committee on judiciary, to which was referred a petition concerning House bill No. 596, reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the petition Ordered to lie on the table.

Mr. Fuller, from the committee on judiciary, to which was referred Senate bill, No. 394, for "An act to preserve evidence and prevent vexatious delays in suits now pending, or to be brought in courts of record," reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the bill Ordered to lie on the table.

Mr. Eddy, from the joint committee on enrolled bills, reports as having been properly enrolled Senate bills of the following titles, to-wit :

Senate bill, No. 429, for "An act making an appropriation for the payment of the officers and members of the next General Assembly, and for the salaries of the officers of the State government."

Senate bill, No. 389, for "An act to authorize the assessment of property, and the levy and collection of taxes in municipal corporations, and by boards of trustees or commissioners, when the assessment roll has been lost or destroyed."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 29th day of March, 1872, laid before the Governor for his approval, viz :

House bill, No. 558, for "An act providing for the publication and distribution of the fifth volume of the report of the State Geologist, and to fix the amount of his salary until the publication of the sixth and final volume of said report."

House bill, No. 658, for "An act to provide for the election and qualification of justices of the peace and constables, and to provide for the jurisdiction and practice of justices of the peace in civil cases, and fix the duties of constables, and to repeal certain acts therein named."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled :

House bill, No. 558, for "An act providing for the publication and distribution of the 5th volume of the report of the State Geologist, and to fix the amount of his salary until the publication of the 6th and final volume of said report."

House bill, No. 658, for "An act to provide for the election and qualification of justices of the peace and constables, and to provide for the jurisdiction and practice of justices of the peace in civil cases, and fix the duties of constables, and to repeal certain acts therein named."

Mr. Eddy, from the joint committee on enrolled bills, reports as having laid before the Governor for approval, on the 29th day of March, A. D. 1872, bills of the following titles, viz:

Senate bill, 389, for "An act to authorize the assessment of property and the levy and collection of taxes in municipal corporations, and by boards of trustees or commissioners, when the assessment roll has been lost or destroyed."

Senate bill, No. 429, for "An act making an appropriation for the payment of the officers and members of the next General Assembly, and for the salaries of the officers of the State government."

Mr. Fuller, from the committee on judiciary, to which was referred Senate bill, No. 462, for "An act to allow appeals from interlocutory orders allowing alimony or solicitors' fees in cases for [divorce," reported the same back, with amendments, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered engrossed and printed for a third reading.

Mr. Woodard, from the committee on federal relations, to which was referred the following resolution, reported the same back, and recommended it lie on the table:

WHEREAS, for many years, there has been an increasing conviction among the people, without distinction of party, that one wielding the vast patronage of the President of the United States, should not be a candidate for re-election; and this conviction has found expression in the solemn warnings of illustrious citizens and statesmen, and in repeated propositions for an amendment of the constitution, limiting the eligibility of the President to one term; therefore, be it

Resolved by the House of Representatives, the Senate concurring herein, That our Senators in Congress be instructed and Representatives requested to favor by their influence and votes, the immediate submission to the States, for their ratification, of the proposed amendment to the Constitution of the United States, now pending in Congress, which provides that "no person, who has once held the office of President of the United States, shall be thereafter eligible to that office."

Resolved, That the Governor furnish to each of our Senators and Representatives in Congress, as soon as practicable, a copy of this resolution.

It was so ordered.

Mr. Bangs, from the committee on fees and salaries, to which was referred Senate bill, No. 22, for "An act fixing the fees and compensation of clerks of county courts in probate matters," reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the bill

Ordered to lie on the table.

Mr. Bangs, from the committee on fees and salaries, to which was referred Senate bill, No. 23, for "An act fixing the fees and compensation of county clerks in the assessment and collection of taxes and other services rendered in county business," reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the bill

Ordered to lie on the table.

Mr. Bangs, from the committee on fees and salaries, to which was referred Senate bill, No. 238, for "An act to provide further compensation to the judges of the superior and circuit courts and State's attorney in Cook county," reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the bill Ordered to lie on the table.

Mr. Bangs, from the committee on fees and salaries, to which was referred Senate bill, No. 277, for "An act relating to the clerks of the courts of record, the recorder of deeds, treasurer, sheriff and coroner in Cook county, their salaries, the fees, emoluments and expenses of their respective offices, their deputies and assistants, and their compensation," reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the bill Ordered to lie on the table.

Mr. Bangs, from the committee on fees and salaries, to which was referred Senate bill, No. 283, for "An act to establish the salaries of the executive officers of this State." reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the bill Ordered to lie on the table.

Mr. Bangs, from the committee on fees and salaries, to which was referred the following resolution, reported the same back, and recommended it lie on the table :

Resolved, That the Committee on Fees and Salaries be requested at the earliest possible day to prepare a bill fixing the fees of county and circuit clerks; and

Resolved, further, That in the opinion of the Senate it is desirable to incorporate the fees of all officers in one general bill.

Resolved, That the Committee on Fees and Salaries be instructed to inquire into the expediency of providing by law that all records shall be kept in duplicate, one set for reference and one to be deposited in fire-proof vaults entirely detached from any building, and that the committee report by bill.

The report of the committee was concurred in, and the resolution Ordered to lie on the table.

Mr. Flagg, from the committee on railroads and warehouses, to which was referred Senate bill, No. 53, for "An act to provide for the appointment of a successor in trust to the trustees named in an act entitled 'an act to incorporate the Illinois Central Railroad Company,' approved February 10, 1851, and their successors, and to define his duties," reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the bill Ordered to lie on the table.

Mr. Flagg, from the committee on education, to which was referred Senate bill, No. 288, for "An act to repeal a certain section of an act therein named," reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the bill Ordered to lie on the table.

Mr. Fuller, from the committee on judiciary, to which was referred Senate bill, No. 358, for "An act to authorize the formation of

building associations," reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the bill Ordered to lie on the table.

Senate bill, No. 207, for "An act authorize the formation of associations for the improvement of the water-power of Fox river and other rivers and streams in this State,"

Was taken up, read at large a third time, and

Placed on file.

Senate bill, No. 479, for "An act to provide for the copying of the laws and journals of each General Assembly,"

Was taken up, read at large a third time, and

Placed among the files.

On motion of Mr. Crawford,

Leave of absence was granted Mr. Whiting until Tuesday next.

Indefinite leave of absence was granted Mr. Landrigan.

On motion of Mr. Pierce,

The papers relating to the penitentiary investigation and the report of the joint committee, were referred to the committee on penal institutions.

Indefinite leave of absence was granted Mr. Bush.

Mr. Dore moved to adjourn until Monday evening at 7 o'clock,

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas..... 8
Nays.....13

Those voting in the affirmative are,

Messrs. Bangs,
Carter,
Daggett,

Messrs. Dore,
Eddy,
Flagg,

Messrs. Hunter,
Woodard.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Bush,
Crawford,
Early,

Messrs. Edsall,
Fuller,
Hampton,
Holcomb,

Messrs. Starnes,
Vaughan,
Wilkinson,
Williams.

So the Senate refused to adjourn.

Mr. Flagg moved to adjourn until Monday at 10 o'clock A. M.

And the yeas and nays being demanded,

It was decided in the negative, as follows: { Yeas.....10
Nays 11

Those voting in the affirmative are,

Messrs. Daggett,
Dore,
Eddy,
Edsall,

Messrs. Flagg,
Hampton,
Hunter,

Messrs. Starnes,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Bangs,
Carter,

Messrs. Crawford,
Early,
Fuller,
Holcomb,

Messrs. Pierce,
Solomon,
Wilkinson,

So the Senate refused to adjourn.

The Senate adjourned until 10 o'clock A. M., to-morrow.

TUESDAY, APRIL 2, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Gregg.

The journal of yesterday was being read, when,

On motion of Mr. Eddy,

The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (28) answered to their names:

Messrs. Allen,	Messrs. Edsall,	Messrs. Pierce,
Anderson,	Flagg,	Reddick,
Boyd,	Fuller,	Senter,
Bush,	Hampton,	Starne,
Carter,	Holcomb,	Streveil,
Crawford,	Hunter,	Vaughan,
Daggett,	Landrigan,	Washburn,
Donahue,	McNulta,	Whiting,
Early,	Nicholson,	Wilkinson.
Eddy,		

On motion of Mr. Crawford,

A call of the Senate was ordered, when

The following Senators (26) answered to their names:

Messrs. Allen,	Messrs. Flagg,	Messrs. Richardson,
Anderson,	Fuller,	Senter,
Carter,	Hampton,	Starne,
Crawford,	Holcomb,	Streveil,
Daggett,	Hunter,	Vaughan,
Donahue,	McNulta,	Washburn,
Early,	Nicholson,	Wilkinson,
Eddy,	Pierce,	Williams.
Edsall,	Reddick,	

On motion,

Further proceedings under the call were dispensed with.

At 11:20 o'clock A. M.,

On motion of Mr. Crawford,

The Senate adjourned until 2 o'clock P. M.

TWO O'CLOCK P. M.

Senate met, pursuant to adjournment.

On motion of Mr. Flagg,

A call of the Senate was ordered, when

The following Senators (26) answered to their names:

Messrs. Allen,	Messrs. Crawford,	Messrs. Early,
Anderson,	Daggett,	Eddy,
Carter,	Donahue,	Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
McNulta,

Messrs. Nicholson,
Pierce,
Reddick,
Richardson,
Senter,
Starnes,

Messrs. Strevell,
Vaughan,
Washburn,
Wilkinson,
Williams.

On motion of Mr. Fuller,

Further proceedings under the call were dispensed with.

Mr. Fuller, from the committee on railroads and warehouses, to which was referred House bill, No. 813, for "An act authorizing municipal corporations to transfer donations or subscriptions heretofore made, from one railroad corporation to another," reported the same back without recommendation, and the bill

Was read at large a second time and placed on file.

Mr. Eddy, from the joint committee on enrolled bills, reports as having been properly enrolled, Senate bills of the following titles, to-wit:

Senate bill, No. 456, for "An act to amend an act entitled 'an act to create a department of agriculture,' approved April 17, 1871."

Senate bill, No. 408, for "An act to authorize the State Treasurer to surrender securities heretofore deposited by life insurance companies."

Senate bill, No. 446, for "An act to authorize towns to sell and convey real estate."

Senate bill, No. 471, for "An act to repeal certain acts and parts of acts therein named, relative to practice."

Senate bill, No. 449, for "An act authorizing the formation of union depots and stations for railroads in this State."

Senate bill, No. 373, for "An act to incorporate and to govern mutual fire insurance companies in townships."

Senate bill, No. 300, for "An act giving the assent of the State of Illinois to the construction of bridges across navigable rivers in this State, and upon the boundaries thereof."

Mr. Eddy, from the joint committee on enrolled bills, reports having laid before the Governor on the 2d day of April, 1872, enrolled bills of the following titles, to-wit:

Senate bill, No. 456, for "An act to amend an act entitled 'an act to create a department of agriculture in the State of Illinois,' approved April 17 1871."

Senate bill, No. 408, for "An act to authorize the State Treasurer to surrender securities heretofore deposited by life insurance companies."

Senate bill, No. 446, for "An act to authorize towns to sell and convey real estate."

Senate bill, No. 471, for "An act to repeal certain acts and parts of acts therein named, relative to practice."

Senate bill, No. 449, for "An act authorizing the formation of union depots and stations for railroads in this State."

Senate bill, No. 373, for "An act to incorporate and to govern mutual fire insurance companies in townships."

Senate bill, No. 800, for "An act giving the assent of the State of Illinois to the construction of bridges across navigable rivers in this State, and upon the boundaries thereof."

Mr. Eddy, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title have been correctly engrossed:

Senate bill, No. 462, for "An act to allow appeals from interlocutory orders allowing alimony or solicitors' fees in cases for divorce."

Mr. Eddy, from the joint committee on enrolled bills, reports as having been properly enrolled bills of the following titles, to-wit:

House bill, No. 828, for "An act to attach the county of Tazewell to the Central Grand Division."

House bill No. 731, for "An act concerning bastardy."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 2d day of April, 1872, laid before the Governor for his approval, viz:

House bill, No. 828, for "An act to attach the county of Tazewell to the Central Grand Division."

House bill, No. 731, for "An act concerning bastardy."

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed bills of the following titles, viz:

Senate bill, No. 347, for "An act to fix the pay of the members of the General Assembly after its first session under the present constitution."

House bill, No. 697, for "An act to fix the salaries of State officers; of the Judges of the Circuit Courts and Superior Court of Cook county; of the State's Attorneys; of the Judges and Prosecuting Attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State and of the Clerks of the Supreme Court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables and all town officers; to provide the mode of rendering their accounts and to fix a penalty for exacting illegal fees."

Senate bill, No. 389, for "An act to authorize the assessment of property and the levy and collection of taxes in municipal corporations and by boards of trustees or commissioners, where the assessment has been lost or destroyed."

Senate bill, No. 429, for "An act making an appropriation for the payment of the officers and members of the next General Assembly, and for the salaries of the officers of the State government."

Senate bill, No. 37, for "An act to establish and maintain a system of free schools."

Senate bill, No. 337, for "An act concerning the administration of estates."

House bill, No. 658, for "An act to provide for the election and qualification of justices of the peace and constables, and to provide for the jurisdiction and practice of justices of the peace in civil cases, and fix the duties of constables, and to repeal certain acts therein named."

Senate bill, No. 382, for "An act to provide for the assessment of property and for the levy and collection of taxes."

House bill, No. 791, for "An act to apportion the State into nineteen Congressional Districts and establish the same, and provide for the election of Representatives therein."

House bill, No. 433, for "An act in regard to evidence and depositions in civil cases."

House bill, No. 153, for "An act in regard to marks and brands."

House bill, No. 677, for "An act to repeal an act entitled 'an act to regulate the manner of giving notice in legal proceedings in Randolph county,' approved March 27, A. D. 1869."

House bill, No. 715, for "An act to define the twenty-eighth judicial circuit, and to fix the time of holding circuit court therein."

House bill, No. 563, for "An act to authorize cities, incorporated towns and townships to establish and maintain free public libraries and reading rooms."

Senate bill, No. 99, for "An act concerning conveyances."

Senate bill, No. 417, for "An act to provide an additional water supply at the hospital for the insane, at Jacksonville, Illinois."

Mr. Early, from the committee on insurance, to which was referred House bill, No. 547, for "An act to repeal an act entitled 'an act to incorporate and to govern fire, marine and inland navigation insurance companies doing business in the State of Illinois,' and to establish a general law to incorporate and govern fire, marine and inland navigation insurance companies doing business in the State of Illinois," reported the same back, with amendments, and recommended the adoption of the same.

Mr. Carter moved to lay bill and amendments on table, and print; which motion was decided in the negative.

Mr. Richardson offered the following amendment to the report of the committee; which was lost:

Strike out that part of the committee's report amending section 6.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of Senate amendments to bills of the following titles, viz:

House bill, No. 137, for "An act to protect contractors, sub-contractors and laborers in their claims against railroad companies, or corporations, contractors and sub-contractors."

House bill, No. 728, for "An act in regard to elections and to provide for filling vacancies in elective officers."

Mr. Hunter offered the following amendment to the report of the committee:

Amend the amendment of committee to section 33 by adding: "*Provided*, that in all cases of loss the insurance company shall have

the right to restore or replace the property destroyed, in as good repair and condition as the same was previous to said loss, if they shall so elect, within three months of the time of loss."

On motion of Mr. Richardson,
Debate was ordered closed on the amendment.

The question being on the amendment; it was lost.

Mr. Crawford offered the following amendment to the report of the committee; which was adopted:

Strike out the amendment to section 33, recommended by the committee on insurance in their report.

The report of the committee, as amended, was adopted.

Mr. Richardson offered the following amendment to the bill:

Amend by adding the following additional section:

"All companies doing a fire insurance business in this State shall use a policy of the following form (and no other) for the insurance of private dwellings, to-wit:

"The insurance company of, by this policy of insurance, in consideration of the receipt of dollars, do insure, and his (or her or their, as the case may be) legal representatives, against loss or damage by fire, to the amount of dollars, for the term of, on (here describe the property insured) against all such immediate loss or damage by fire to the property specified, not exceeding the sum insured, except such loss or damage shall be caused by gross negligence or willful misconduct of the assured, from the day of, eighteen hundred and, at twelve o'clock, noon, until the day of, eighteen hundred and, at twelve o'clock, noon, to be paid by said company to the assured, within sixty days after notice and proof thereof, made by the assured to said company or its agent. In witness whereof, the insurance company have caused these presents to be signed by their president, and attested by their secretary, in the, and state of, and this policy is made and accepted upon the above express conditions, but shall not be valid unless countersigned by said company's agent, at

"....., President,

"....., Secretary.

"Countersigned at, on the day of, eighteen hundred and

"....., Agent."

And such policy shall be printed in large, legible type, and no other or different conditions or contracts for fire insurance shall be entered into between any insurance company, or other officer or agent of thereof, doing the business of fire insurance in this State, with any person or persons who may hereafter contract fire insurance with such company for the insurance of private dwellings. And in case any insurance company shall, in violation of the provisions of this section, issue any such policy of insurance in any other form, or with other conditions than those prescribed herein, such policy shall not be void as to the rights of the assured thereunder; but as to the assured and its assigns, shall be given the same construction, force and effect as if in the form prescribed in this section. The company issuing any such policy may cancel the same by giving the assured or his legal representatives previous notice, in writing, and returning a ratable proportion of the premium. No transfer or assignment of any such policy shall be valid without the written consent of the company issuing it; and in case of the sale, transfer or change of title of the property in-

sured, the policy shall be void, unless the consent of such company to said sale, transfer or change of title shall be indorsed on such policy: *Provided, however*, that any willful concealment of any material fact, or any willful misrepresentation of any material matter by the assured concerning the proposed risk, shall operate to release the company from all liability under the policy. In the event of a total loss, for any of the causes insured against, of any building insured, the liability of the insurer (if any) shall be the total amount for which such building is insured; and in case of a partial loss, the insurer shall not be allowed to contend that such building was of less value than the total amount permitted to be insured thereon."

On motion of Mr. Edsall,

A call of the Senate was ordered, when

The following Senators (25) answered to their names:

Messrs. Allen,
Anderson,
Carter,
Crawford,
Daggett,
Donahue,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Starne,
Strevell,
Vaughan,
Washburn,
Williams.

Mr. Hampton, at 4:20 o'clock P. M., moved to adjourn.

And the yeas and nays being demanded,

The motion was lost by the following vote: Yeas, 6; Nays, 16.

Those voting in the affirmative are,

Messrs. Allen,
Donahue,

Messrs. Flagg,
Hampton,

Messrs. Starne,
Williams.

Those voting in the negative are,

Messrs. Carter,
Crawford,
Daggett,
Early,
Eddy,
Edsall,

Messrs. Fuller,
Holcomb,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Strevell,
Washburn.

On motion of Mr. Holcomb,

Further proceedings under the call were dispensed with.

And the yeas and nays being demanded,

The amendment offered by Mr. Richardson was adopted by the following vote: Yeas, 18; Nays, 8:

Those voting in the affirmative are,

Messrs. Anderson,
Carter,
Crawford,
Daggett,
Donahue,
Edsall,

Messrs. Hampton,
Holcomb,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Starne,
Washburn,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Allen,
Early,
Eddy,

Messrs. Flagg,
Fuller,
Hunter,

Messrs. Strevell,
Vaughan.

The bill was then informally laid aside.

On motion of Mr. Edsall,

Senate bill, No. 478, for "An act to repeal all laws in conflict with the act relative to fees and salaries passed at the present session of this General Assembly, or relating to the fees or salaries of the officers named in said act, except as therein specified,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....27
Nays..... 0

Those voting in the affirmative are,

Messrs. Allen,	Messrs. Flagg,	Messrs. Reddick,
Anderson,	Fuller,	Richardson,
Carter,	Hampton,	Senter,
Crawford,	Holcomb,	Starnes,
Daggett,	Hunter,	Strevel,
Donahue,	Langley,	Vaughan,
Early,	McNulta,	Washburn,
Eddy,	Nicholson,	Wilkinson,
Edsall,	Pierce,	Williams.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 479, for "An act to provide for copying of the laws and journals of each General Assembly,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 26
Nays 0

Those voting in the affirmative are,

Messrs. Allen,	Messrs. Fuller,	Messrs. Richardson,
Anderson,	Hampton,	Senter,
Carter,	Holcomb,	Starnes,
Crawford,	Hunter,	Strevel,
Daggett,	Langley,	Vaughan,
Donahue,	McNulta,	Washburn,
Early,	Nicholson,	Wilkinson,
Eddy,	Pierce,	Williams.
Edsall,	Reddick,	

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

House bill, No. 547, for "An act to repeal an act entitled 'an act to incorporate and to govern fire, marine and inland navigation insurance companies doing business in the State of Illinois,' and to establish a general law to incorporate and govern fire, marine and inland navigation insurance companies doing business in the State of Illinois,"

Was taken up, read at large a second time, and

Ordered to a third reading and the amendments printed.

House bill, No. 747, for "An act to provide for and regulate the execution of the public printing,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....26
Nays 0

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Carter,
Crawford,
Daggett,
Donahue,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
McNulta,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Starnes,
Strevell,
Vaughan,
Washburn,
Wilkinson,
Williams.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

Mr. Edsall called up the following resolution reported from the committee on judiciary :

Resolved, That in the opinion of the Senate, the State has the right to collect reasonable tolls from such boats and other crafts as have the benefit of the improvements made by the State upon the Illinois and Little Wabash Rivers, and that the canal commissioners have the legal right to enforce the recent act of this General Assembly, authorizing the collection of such tolls.

And on his motion the resolution was made the special order for to-morrow at 10:30 o'clock A. M.

Mr. Fuller, from the committee on railroads and warehouses, to which was referred House bill, No. 798, for "An act to prevent injury to persons or property at railroad junctions or crossings," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill
Read at large a second time, and
Ordered to a third reading.

Mr. Fuller, from the committee on railroads and warehouses, to which was referred House bill, No. 230, for "An act to provide for the safety of persons and property at railroad crossings of the highways," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill
Read at large a second time, and
Ordered to a third reading.

Mr. Vaughan, from the committee on roads and highways, to which was referred House bill, No. 660, for "An act in regard to cartways, roads and bridges in counties not under township organization," reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the bill
Ordered to lie on the table.

Mr. Hampton, from the committee on printing, to which was referred the following resolution, reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the resolution
Ordered to lie on the table.

Resolved by the Senate, the House of Representatives concurring herein, That 5000 copies of each of the following public laws passed by this General Assembly, be printed in pamphlet form, for distribution by the members of the two Houses :

The act relating to free schools.

The act relating to fees and salaries.

The acts relating to practice in courts of record and in chancery.

The act relating to conveyances.

The act relating to mortgages.

The act for assessment and collection of revenue.

The act relating to guardian and ward.

The acts relating to wills, descents, and administration of estates.

The act for the incorporation of cities and villages.

The act for the exercise of the right of eminent domain.

The act relating to roads and highways.

The act relating to justices of the peace, etc.

The acts relating to arbitration, limitation, liens, ejectment and evidence.

The acts relating to mines and miners, cattle running at large, and male animals running at large.

The act relating to garnishment, judgment and executions, and jurors.

The act for collection of revenue and sale of real estate for non-payment of taxes for state, county, and municipal purposes.

The act concerning Canada thistles.

And that the Secretary of State be instructed to forward to each member of this General Assembly his proportion of the said pamphlets, by express or otherwise, as soon as they can be printed: *Provided*, if any of the acts above enumerated shall fail to pass, the same shall not be printed as above provided.

Mr. Fuller, from the committee on judiciary, to which was referred House bill, No. 59, for "An act to repeal an act entitled 'an act to amend an act to incorporate the St. Clair Savings and Insurance Company,' approved March 29, 1869," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill
Ordered to a third reading.

Mr. Fuller, from the committee on judiciary, to which was referred House bill, No. 633, for "An act to amend section 13, of chapter 108, of the Revised Statutes of A. D. 1845," reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the bill
Ordered to lie on the table.

Mr. Fuller, from the committee on judiciary, to which was referred Senate bill, No. 431, for "An act providing for the disposition of moneys in the hands of the State Treasurer, belonging to counties, cities, towns and townships, or municipalities," reported the same back, and recommended it lie on the table.

The report of the committee was not concurred in, and the bill
Ordered placed on file.

Mr. Edsall, from the committee on municipalities, to which was referred Senate bill, No. 320, for "An act authorizing the election of a State's Attorney for each county in this State," reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the bill
Ordered to lie on the table.

Mr. Edsall, from the committee on municipalities, to which was referred Senate bill, No. 289, for "An act to enable cities, towns and villages to vacate and lease or sell parks and commons," reported the same back and recommended it lie on the table.

The report of the committee was concurred in, and the bill
Ordered to lie on the table.

Mr. Edsall, from the committee on municipalities, to which was referred Senate bill, No. 427, for "An act to enable cities, towns and villages to exercise the power of eminent domain, and to make local improvements by special assessment or by special taxation of contiguous property or otherwise," reported the same back and recommended it lie on the table.

The report of the committee was concurred in, and the bill
Ordered to lie on the table.

On motion of Mr. Holcomb,
Senate bill, No. 378, for "An act to authorize any plank, gravel, macadamized or pike road company to extend its road,"

Was taken from the table and read at large a second time, and
Ordered engrossed for a third reading.

At 5:25 o'clock P. M.,

On motion of Mr. Carter,
The Senate adjourned until 10 o'clock A. M., to-morrow.

WEDNESDAY, APRIL 3, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Kerr.

The journal of yesterday was being read, when,

On motion of Mr. Nicholson,
The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (31) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bishop,
Boyd,
Bush,
Carter,
Crawford,
Daggett,
Dore,
Early,

Messrs. Eddy,
Edsall,
Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Langley,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Senter,
Starne,
Strevell,
Vaughan,
Washburn,
Wilkinson,
Williams.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, to-wit:

House bill, No. 676, for "An act in regard to forcible entry and detainer."

House bill, No. 730, for "An act concerning insolvent debtors."

House bill, No. 829, for "An act to enable cities and villages to contract for a supply of water for public use, and to levy and collect a tax to pay for water so supplied."

In the passage of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has refused to concur with them in the adoption of the Senate amendments to a bill of the following title, to-wit: House bill, No. 729, for "An act in regard to liens."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

Resolved by the House of Representatives, the Senate concurring herein, That the Secretary of State be instructed to furnish and forward to each member and elective officer of this General Assembly, as soon as published, one copy each of the journals of the House and Senate, and one copy each of the laws and reports of this General Assembly.

In the adoption of which I am instructed to ask the concurrence of the Senate.

Mr. Fuller called up House message, returning House bill, No. 729, for "An act in regard to liens," with the Senate amendments, refusing to concur in the adoption of the same.

The question being, "Will the Senate recede from its amendments to the bill?"

The Senate refused to recede by the following vote: Yeas, 14; Nays, 13.

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Baags,
Eddy,
Flagg,

Messrs. Hampton,
Holcomb,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Starne,
Strevell,
Williams.

Those voting in the negative are,

Messrs. Bishop,
Carter,
Crawford,
Daggett,
Dore,

Messrs. Early,
Edsall,
Fuller,
Hunter,

Messrs. Jewett,
McNulta,
Vaughan,
Washburn.

On motion of Mr. Fuller,

A committee of conference was ordered on House bill No. 729, and the Secretary instructed to ask a committee from the House.

The President appointed the following as a committee of conference on part of Senate: Messrs. Fuller, Richardson, Strevell, Dore and Bishop.

Mr. Bishop called up the motion to reconsider the vote whereby House bill, No. 705, for "An act to define the boundary of the fourth judicial circuit, and fix the time of holding the courts therein," was passed.

The motion was decided in the affirmative, and the vote passing the bill reconsidered by the following vote: Yeas, 28; Nays, 0:

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bishop,

Messrs. Carter,
Crawford,
Daggett,
Dore,

Messrs. Early,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
McNulta,

Messrs. Nicholson,
Pierce,
Reddick,
Richardson,
Starne,

Messrs. Strevell,
Vaughan,
Washburn,
Williams,
Woodard.

By unanimous consent,

The following amendment was adopted :

"§ 2. An emergency is hereby declared to exist whereby this act should take effect immediately ; therefore this act shall take effect and be in force from and after its passage."

Having been printed,

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows : { Yeas.....30
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bishop,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,

Messrs. Edsall,
Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Langley,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Starne,
Strevell,
Vaughan,
Washburn,
Wilkinson,
Williams,
Woodard.

Mr. Bishop offered the following amendment to the bill ; which was adopted :

Amend by striking out title and insert "A bill for an act to fix the times of holding courts in the fourth judicial circuit."

The title, as amended, was then adopted, and the Secretary instructed to inform the House of Representatives thereof, and ask their concurrence therein.

House bill, No. 829, for "An act to enable cities and villages to contract for a supply of water for public use, and to levy and collect a tax to pay for water so supplied,"

Was taken up, read at large a first time, and

Ordered to a second reading.

10:30 o'clock, the time for the special order, having expired, being the consideration of the following resolution :

Resolved, That in the opinion of the Senate the State has the right to collect reasonable tolls from such boats and other crafts as have the benefit of the improvements made, by the State, upon the Illinois and Little Wabash rivers, and that the Canal Commissioners have the legal right to enforce the recent act of this General Assembly, authorizing the collection of such tolls.

Mr. Nulta offered the following substitute :

Strike out all after "resolved" and insert in lieu :

That in the opinion of the Senate, there is no power in this State to collect tolls from any boats or craft navigating the Illinois, Little Wabash, or other navigable rivers in their natural condition, nor for the use of the improvements made therein, but that all the navigable waters leading into and through the Mississippi to the Gulf of Mexico, or into the St. Lawrence, as well as the carrying places between the same, are common highways and forever free to the inhabitants of this State and to the citizens of the United States without tax,

impost or duty therefor, and when this or any other State exercises its authority in improving any navigable river by the building of locks and dams, removing obstructions therefrom, building levees, erecting and maintaining lighthouses, buoys or landmarks, or in any way improving or increasing the navigableness thereof, or the facilities for its navigation, all such improvements become a part of the common highway, and subject to the easement therein of every citizen of the United States to the same extent as such navigable river may have been in its natural condition.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly engrossed, Senate bill of the following title, to-wit :

Senate bill, No. 378, for "An act to authorize any plank, gravel, macadamized or pike road company to extend its road."

The question being on the substitute offered by Mr. McNulta, it was lost.

The question then being on the adoption of the original resolution, And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas..... 26
Nays..... 4

Those voting in the affirmative are,

Messrs. Alexander,
Bangs,
Bishop,
Boyd,
Carter,
Crawford,
Daggett,
Dore,
Early,

Messrs. Eddy,
Edsall,
Flagg,
Fuller,
Hampton,
Jewett,
Langley,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Starné,
Strevell,
Vaughan,
Washburn,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Allen,
Anderson,

Mr. Holcomb,

Mr. McNulta.

So the resolution was adopted.

House bill, No. 768, for "An act to provide for the appointment of a successor in trust to the trustees named in an act entitled 'an act to incorporate the Illinois Central Railroad Company,' approved February 10, 1851, and their successors in trust, and to define his duties,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows : { Yeas..... 16
Nays 11

Those voting in the affirmative are,

Messrs. Anderson,
Boyd,
Dore,
Early,
Flagg,
Fuller,

Messrs. Hampton,
Holcomb,
Kerr,
McNulta,
Nicholson,

Messrs. Richardson,
Vaughan,
Washburn,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Allen,
Bangs,
Carter,
Crawford,

Messrs. Daggett,
Eddy,
Jewett,
Pierce,

Messrs. Reddick,
Starné,
Strevell,

On motion of Mr. Pierce,

The House resolution concerning the printing of the laws and journals was referred to the committee on finance

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reports as having been properly enrolled, a bill of the following title, to-wit :

House bill, No. 137, for "An act to protect contractors, sub-contractors and laborers in their claims against railroad companies or corporations, contractors and sub-contractors."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 2d day of April, 1872, laid before the Governor for his approval, viz :

House bill, No. 137, for "An act to protect contractors, sub-contractors and laborers in their claims against railroad companies or corporations, contractors and sub-contractors."

Mr. Fuller, from the committee on judiciary, to which was referred House bill, No. 759, for "An act in regard to the rate of interest," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered on file for a second reading.

Mr. Edsall called up House message on Senate bill, No. 178, for "An act to provide for the incorporation of cities and villages."

The question being on the adoption of the following House amendments to the bill :

ARTICLE I.

SECTION 1. Strike out of second line the word "fifty," and insert "one-eighth of the." Same section and same line, after the words "of such city," insert "voting at the last preceding municipal election." Same section, eighth line, strike out "two" and insert "four."

§ 5. After the word "court," in the 6th line, insert "and of the territory described in said petition shall be in more than one county. then the petition shall be addressed to the judge of the court where a greater part of such territory is situated."

ARTICLE II.

SECTION 7. In 1st line, after the word "him," insert "or any former mayor." Insert the following additional section, to be numbered section 15:

"§ 15. He may appoint, by and with the consent of the city council, immediately after such change of organization, one or more competent persons to prepare and submit to the city council, for their adoption or rejection, an ordinance in revision of the ordinances of such city, and for the government of such city, the compensation of such reviser or revisers to be determined and fixed by the city council and paid out of the city treasury."

ARTICLE III.

SECTION 2. In 1st line strike out the word "elected" and insert "when not elected by the minority representation plan."

§ 5. Add the following to the section : "Nor shall he be eligible if he is in arrears in the payment of any tax or other liability due :

the city; nor shall he be directly or indirectly interested in any contract whatever to which the city is a party; nor shall he be eligible if he shall have been convicted of malfeasance, bribery or other corrupt practices or crimes; nor shall he be eligible to any office, the salary of which is payable out of the city treasury, if at the time of his appointment he shall be a member of the city council; nor shall any member of the city council at the same time hold any office under the city government; nor shall he be either directly or indirectly, individually, or as a member of a firm, engaged in a business transaction (other than official) with such city, through its mayor or any of its authorized boards, agents or attorneys, whereby any money is to be paid, directly or indirectly, out of the city treasury to such member or firms."

§ 7. Add the following to the section: "*Provided*, that any alderman or councilman who shall have been convicted of bribery shall hereby be deemed to have vacated his office."

§ 13. Add the following to the section: "*Provided*, it shall require two-thirds of all the aldermen elected to sell any city or school property."

§ 16. In 2d line strike out the word "three" and insert "one-half."

ARTICLE IV.

Strike out sections 4 and 5, and insert in place thereof the following sections:

§ 4. The city council may, from time to time, divide the city into one-half as many wards as the total number of aldermen to which the city is entitled, and one alderman shall, annually, be elected in and each ward, to hold his office for two years, and until his successor is elected and qualified. In the formation of wards, the population of each shall be as nearly equal, and the ward shall be of as compact and contiguous territory, as practicable.

§ 5. At the first election under this chapter, there shall be elected the full number of aldermen to which the city shall be entitled. At the first meeting of the city council after such election, the aldermen elected shall be divided, by lot, into two classes: those of the first class shall continue in office for one year, and those of the second class for two years. And upon the increase of the number of aldermen at their first election, one-half shall be elected for one year, and one-half for two years."

Insert the following new sections:

§ 6. Whenever this act shall be submitted to the qualified electors of any city for adoption, there shall be submitted at the same time for adoption or rejection the question of "minority representation" in the city council or legislative authority of such city. At the next election the ballot shall be in the following form: "For minority representation in the city council," or "Against minority representation in the city council." The judges of such election shall make returns thereof to the city council, whose duty it shall be to canvass the returns and cause the result of such canvass to be entered on the

records of such city. If a majority of the votes cast at such election shall be "For equal representation in the city council," then the members of the city council or legislative authority of such city shall be thereafter elected in the following manner: The city council or legislative authority of such city, at least one month before the general election in the year in which this act shall take effect in such city, shall apportion such city by dividing the population thereof, as ascertained by the last federal census, by any number not less than two nor more than six, and the quotient shall be the ratio of representation in the city council. Districts shall be formed of contiguous and compact territory, and contain, as nearly as practicable, an equal number of inhabitants.

"§ 7. Every district shall be entitled to six aldermen. At the first meeting of the city council after such election, the aldermen elected shall be divided by lot into two classes, the three receiving the lowest number of votes in the election to constitute the first class, and the three receiving the highest number of votes to constitute the second class. Those of the first class shall continue in office for one year, and those of the second class for two years; and upon any increase of the number of aldermen at their first election, one-half shall be elected for one year and one-half for two years. Vacancies occurring by the expiration of term shall be filled by the election of aldermen for the full term of two years. Vacancies arising from any other cause than the expiration of term, shall be filled at an election to be held by the voters of the district in which such vacancy shall occur, at the time designated by the city council. In all elections for aldermen, aforesaid, each qualified voter may cast as many votes as there are aldermen to be elected, or may distribute the same, or equal parts thereof, among the candidates, as he shall see fit, and the candidates highest in votes shall be declared elected.

"§ 8. If a majority of the votes cast at such election shall be "against minority representation in the city council," the preceding section shall be null and void, so far as it relates to such city at such election, and the aldermen of such city shall be elected as otherwise provided for in this act."

§ 7. Strike out all after the word "journal," in line 11.

ARTICLE V.

SECTION 1. Line 33, after the word "right," insert "by consent of the common council." Same section, line 109, strike out the words "grocery-keepers." Same section, line 128, strike out all after the word "license" down to and including the word "liquors" in line 140. Same section, strike out all after the word "ordinance," in line 143, and insert the following: "*Provided, further, that in granting licenses such corporate authorities shall comply with whatever general law of the State may be in force relative to the granting of licenses.*" Same section, line 181, after the word "council" insert "and the president and trustees in villages." Same section, line 210, after the word "city," insert "or village." Same section, line 212, after the word "offenders," insert "subject to such conditions as are imposed by law."

and with the consent of the county board." Same section, line 234, after the word "city," insert "or village;" also, line 235, after the word "city," insert "or village." Same section, line 236, after the word "breweries," insert "distilleries." Same section, line 244, after the word "council," insert "or trustees of a village;" also, same line, after the word "city," insert "or village." Same section, line 245, after the word "city," insert "or village;" and, in same line, after the word "council," insert "or trustees." Same section, transpose subdivision 87 and make it 96. Same section, line 265, after the word "council," insert "or board of trustees." Section 10, line 1, after the word "city," insert "or village." Same section, line 2, strike out the words "one mile" and insert "three miles." Same line, after the word "city," insert "or village."

Strike out sections 11 and 12.

ARTICLE VI.

Section 1, line 2, after the word "clerk," insert "city attorney." Section 2, line 2, after the word "election," insert "by the legal voters of the city." Same section, line 3, after the word "appointment," insert "by the mayor, with the approval of the city council." Same section, line 4, strike out the words "a city attorney." Strike out section 5. Section 15, line 3, strike out "two" and insert "three."

ARTICLE VII.

Section 1—add to the section the following: "Or at such other times as may be fixed by ordinance."

ARTICLE IX.

Strike out the whole of Article IX, and insert the following:

SECTION 1. That the corporate authorities of cities, towns and villages are hereby vested with power to make local improvements by special assessments, or by special taxation of contiguous property, or general taxation, or both, or otherwise, as they shall by ordinance prescribe.

§ 2. When any such city, town or village shall, by ordinance, provide for the making any local improvement, it shall by the same ordinance prescribe whether the same shall be made by special assessment or by special taxation of contiguous property, or general taxation, or both.

§ 3. Should said ordinance provide for improvements which require the taking or damaging of property, the proceeding for making just compensation therefor shall be as follows:

§ 4. Whenever any such ordinance shall be passed by the legislative authority of any such city, town or village, for the making of any improvement mentioned in the first section of this act, or any other local improvement that such city, town or village is authorized to make, the making of which will require that private property be taken or damaged for public use, such city, town or village shall file a petition in some court of record of the county in which such city is situa-

ted, in the name of the city, praying that "the just compensation to be made for private property to be taken or damaged for the improvement or purpose specified in such ordinance shall be ascertained by a jury."

§ 5. Such petition shall contain a copy of the said ordinance, certified by the clerk, under the corporate seal; a reasonably accurate description of the lots, parcels of land, and property which will be taken or damaged, and the names of the owners and occupants thereof, so far as known to the board or officer filing the petition, and where any known owners are non-residents of the State, stating the fact of such non-residence.

§ 6. Upon the filing of the petition aforesaid, a summons, which may be made returnable upon any day in term time, shall be issued and served upon the persons made parties defendant, as in cases in chancery. And in case any of them are unknown, or reside out of this State, or on due inquiry cannot be found, the clerk of the court, upon an affidavit being filed showing such fact, shall cause publication to be made in some newspaper printed in his county, or if there be no newspaper published in his county, then in some newspaper published in this State, containing notice of the pendency of such proceeding, the parties thereto, the title of the court, and the time and place of the return of the summons in the case, and the nature of said proceeding—such publication to be made for four weeks, consecutively, at least once in each week, the first of which shall be at least thirty days before the return day of such summons. Notices so given by publication shall be sufficient to authorize the court to hear and determine the suit, as though all parties had been sued by their proper names and had been personally served.

§ 7. Upon the return of said summons, or as soon thereafter as the business of the court will permit, the said court shall proceed to the hearing of such petition, and shall impanel a jury to ascertain the just compensation to be paid to all of such owners and occupants aforesaid.

§ 8. Such jury shall also ascertain the just compensation to be paid to any person claiming an interest in any lot, parcel of land or property, which may be taken or damaged by such improvement, whether or not such person's name, or such lot, parcel of land, or other property is mentioned or described in such petition: *Provided*, such person shall first be admitted as a party defendant to said suit by such court, and shall file a statement of his interest in and description of the lot, parcel of land, or other property in respect to which he claims compensation.

§ 9. The court may, upon the motion of such city, town or village, or of any person claiming any such compensation, direct that said jury (under the charge of an officer of the court) shall view the premises which it is claimed by any party to said proceeding will be taken or damaged by said improvement.

§ 10. Upon the return of such verdict, the court shall order the same to be recorded, and shall enter such judgment or decree thereon as the nature of the case may require. The court shall continue or adjourn the cause, from time to time, as to all occupants and owners named in such petition who shall not have been served with process

or brought in by publication, and shall order a new summons to issue and new publication to be made; and upon such occupants or owners being brought into court, shall impanel a jury to ascertain the compensation to be paid to such defendant or defendants, for private property taken or damaged; and like proceeding shall be had for such purpose as hereinbefore provided for the ascertaining of compensation to other owners.

§ 11. The court shall have power, at any time, upon proof that any such owner or owners named in such petition, who has not been served with process, has ceased to be such owner or owners since the filing of such petition, to impanel a jury and ascertain the just compensation to be made for the property (or the damage thereto) which had been owned by the person or persons so ceasing to own the same; and the court may, upon any finding or findings of any jury or juries, or at any time during the course of such proceedings, enter such order, rule, judgment or decree, as the nature of the case may require.

§ 12. No delay in making an assessment of compensation shall be occasioned by any doubt or contest which may arise as to the ownership of the property, or any part thereof, or as to the interests of the respective owners or claimants; but in such case the court may impanel a jury and ascertain the entire compensation or damage that should be paid for the property, or part of property, and the entire interests of all parties therein, and may require adverse claimants to interplead, so as to fully determine their rights and interests in the compensation so ascertained. And the court may make such order as may be necessary in regard to the deposit or payment of such compensation.

§ 13. When it shall appear, from said petition or otherwise, at any time during the proceedings upon such petition, that any infant, or insane or distracted person, is interested in any property that is to be taken or damaged, the court shall appoint a guardian, at lifem, for such infant, or insane or distracted person, to appear and defend for him, her or them; and the court shall make such order or decree as it shall deem proper to protect and secure the interest of such infant, or insane or distracted person, in such property, or the compensation which shall be awarded therefor.

§ 14. Any final judgment or judgments rendered by said court, upon any finding or findings of any jury or juries, shall be a lawful and sufficient condemnation of the land or property, to be taken upon the payment of the amount of such finding as hereinafter provided. It shall be final and conclusive as to the damages caused by such improvement, unless such judgment or judgments shall be appealed from; but no appeal or writ of error upon the same shall delay proceedings under said ordinance, if such city, town or village shall deposit, as directed by the court, the amount of the judgment and costs, and shall file a bond in the court in which such judgment was rendered, in a sum to be fixed and with security to be approved by the judge of said court, which shall secure the payment of any future compensation which may at any time be finally awarded to such party so appealing or suing out such writ of error, and his or her costs.

§ 15. The court, upon proof that said just compensation so found by the jury has been paid to the person entitled thereto, or has been deposited as directed by the court (and bond given, in case of any appeal or writ of error), shall enter an order that the city, town or village shall have the right, at any time thereafter, to take possession of or damage the property, in respect to which such compensation shall have been so paid or deposited, as aforesaid.

§ 16. When the ordinance under which said improvement is ordered to be made, shall provide that such improvement shall be made by general taxation, the cost of such improvement shall be added to the general appropriation bill of such city, town or village, and shall be levied and collected with and as a part of the general taxes of such city, town or village.

§ 17. When said ordinance under which said local improvement shall be ordered shall provide that such improvement shall be made by special taxation of contiguous property, the same shall be levied, assessed and collected in the way provided in the sections of this act providing for the mode of making, levying, assessing and collecting special assessments.

SPECIAL ASSESSMENT.

§ 18. When the ordinance under which said local improvement is ordered to be made shall provide that such improvement shall be made by special assessment, wholly or in part, the proceedings for the making such special assessment shall be in accordance with the sections of this act from eighteen to fifty-one, inclusive.

§ 19. Whenever such local improvements are to be made, wholly or in part, by special assessment, the said council in cities, or board of trustees in villages, shall pass an ordinance to that effect, specifying therein the nature, character, locality and description of such improvement: *Provided*, that whenever any such ordinance shall provide for the building or renewing of any sidewalk, the owner of any lot or piece of land fronting on such sidewalk shall be allowed fifteen days after the time at which such ordinance shall take effect in which to build or renew such sidewalk opposite his land, and thereby relieve the same from assessment: *Provided*, that the work so to be done shall in all respects conform to the requirements of such ordinance.

§ 20. The city council or board of trustees shall appoint three of its members, or any other three competent persons, who shall make an estimate of the cost of the improvement contemplated by such ordinance, including labor, materials and all other expenses attending the same, and the cost of making and levying the assessment, and shall report the same in writing to said council or board of trustees.

§ 21. On such report being made and approved by the council or board of trustees, as the case may be, it may order a petition to be filed by such officer as it shall direct, in the county court of its county for proceedings to assess the cost of such improvement in the manner provided in this act.

§ 22. The petition shall be in the name of the corporation, and shall recite the ordinance for the proposed improvement, and the report of such commission, and shall pray that the cost of such improvement may be assessed in the manner prescribed by law.

§ 23. Upon the filing of such petition the court shall appoint three competent persons as commissioners, who shall take and subscribe an oath, in substance as follows, to-wit :

STATE OF ILLINOIS, } ss.
 ——— COUNTY, }

We, the undersigned, commissioners appointed by the county court of ——— county, to assess the cost of ——— [here state in general terms the improvement], do solemnly swear [or affirm, as the case may be], that we will a true and impartial assessment make of the cost of said improvement upon the city or village of ———, and the property benefited by such improvement, to the best of our ability, and according to law.

§ 24. It shall be the duty of such commissioners to examine the locality where the improvement is proposed to be made, and the lots, blocks, tracts and parcels of lands that will be specially benefited thereby, and to estimate what proportion of the total cost of such improvement will be of benefit to the public, and what proportion thereof will be of benefit to the property to be benefited; and apportion the same between the city or village, and such property, so that each shall bear its relative equitable proportion; and having found said amounts, to apportion and assess the amount so found to be of benefit to the property, upon the several lots, blocks, tracts and parcels of land in the proportion in which they will be severally benefited by such improvement: *Provided*, that no lot, block, tract or parcel of land shall be assessed a greater amount than it will be actually benefited.

§ 25. They shall also make or cause to be made a map showing the lots, blocks, tracts and parcels of land which they shall find will be benefited by the proposed improvement, and shall mark upon each lot, block, tract or parcel of land shown by such map the amount they shall find to be its proportion of the cost of such improvement.

§ 26. They shall also make or cause to be made an assessment roll, in which shall appear the names of the owners, so far as known, a description of each lot, block, tract or parcel of land, and the amount assessed as special benefits thereto; and in which they shall set down as against the city or village the amount they shall have found as public benefit, and certify such assessment roll, with said map, to the court by which they were appointed, at least ten days before the first day of the term at which a final hearing thereon shall be had.

§ 27. It shall also be the duty of such commissioners to give notice of such assessment, and of the term of court at which a final hearing thereon will be had, in the following manner :

First—They shall send by mail to each owner of premises assessed, whose name and place of residence is known to them, or, upon diligent inquiry, can be ascertained, a notice substantially in the following form :

MR. ——— :

Your (here give a short description of the premises) is assessed \$— for public improvement. The assessment roll will be returned to the ——— term of the county court of ——— county.

(Here give date.)

_____, }
 _____, } *Commissioners.*
 _____, }

Second—They shall cause at least ten days' notice to be given by posting notices in at least four public places in such city or village, two of which shall be in the neighborhood of such proposed improvement, and when a daily newspaper is published in the county of such city or village, by publishing the same at least five successive days in a daily newspaper published in such county; or if no daily newspaper is published in such county, and a weekly newspaper is published therein, then at least once in each week for two successive weeks, always preferring a newspaper published in such city or village, if there is one. The notice may be substantially as follows:

SPECIAL ASSESSMENT NOTICE.—Notice is hereby given to all persons interested that the city council (or board of trustees, as the case may be), of, having ordered that (here insert the description and nature of improvements substantially as in ordinance), have applied to the county court of county for an assessment of the cost of said improvements according to benefits, and an assessment thereof having been made and returned to said court, the final hearing thereon will be had at the term of said court, commencing on the day of A. D. 18. All persons desiring may then and there appear and make their defense.

(Here give date.)

..... }
 } *Commissioners.*
 |..... }

§ 28. On or before the final hearing, the affidavit of one or more of the commissioners shall be filed in said court, stating that they have sent or caused to be sent by mail to the owners whose premises have been assessed, and whose names and places of residence are known to them, or upon diligent inquiry could be ascertained, the notice hereinbefore required to be sent by mail to owners of premises assessed. They shall also cause to be filed the affidavit of the person who shall have posted the notices required by this act to be posted, setting forth when and in what manner the same were posted. Such affidavits shall be received as prima facie evidence of a compliance with this act in regard to giving such notices. They shall also file a certificate of publication of said notice in like manner as is required in other cases of publication of notices.

§ 29. If ten days shall not have elapsed between the first publication, or the putting up of such notices, and the first day of the next term of such court, the hearing shall be continued until the next term of court.

§ 30. Any person interested in any real estate to be affected by such assessment, may appear and file objections to such report, and the court may make such order in regard to the time of filing such objections as may be made in cases at law in regard to the time of filing pleas. As to all lots, blocks, tracts and parcels of land to the assessment of which objections are not filed within the time ordered by the court, default may be entered, and the assessment confirmed by the court.

§ 31. On the hearing, the report of the commissioners shall be competent evidence, and either party may introduce such other evidence as may tend to establish the right of the matter. The hearing shall be conducted as in other cases at law, and if it shall appear that the premises of the objector are assessed more or less than they will

be benefited, or more or less than their proportionate share of the cost of the improvement, the jury shall so find, and also find the amount for which such premises ought to be assessed, and judgment shall be rendered accordingly.

§ 32. The hearing in all cases arising under this act shall have precedence over all other cases in such court, except criminal cases.

§ 33. The court before which any such proceeding may be pending, shall have authority, at any time before final adjournment, to modify, alter, change, annul or confirm any assessment returned, as aforesaid, or cause any such assessment to be recast by the same commissioners whenever it shall be necessary for the attainment of justice, or may appoint other commissioners in the place of all or any of the commissioners first appointed, for the purpose of making such assessment, or modifying, altering, changing or recasting the same, and may take all such proceedings and make all such orders as may be necessary to make a true and just assessment of the cost of such improvement according to the principles of this act, and may from time to time, as may be necessary, continue the application for that purpose as to the whole or any part of the premises.

§ 34. The judgment of the court shall have the effect of a several judgment as to each tract or parcel of land assessed, and any appeal from such judgment or writ of error shall not invalidate or delay the judgment except as to the property concerning which the appeal or writ of error is taken. Such judgment shall be a lien upon the property assessed, from the date thereof until payment shall be made.

§ 35. The clerk of the court in which such judgment is rendered shall certify the assessment roll and judgment to the clerk of such city or village, or if there has been an appeal or writ of error taken on any part of such judgment, then he shall certify such part of the judgment as is not included in such appeal or writ of error. The clerk of the city or village shall file such certificate in his office, and issue a warrant for the collection of such assessment.

§ 36. The warrant in all cases of assessment under this act shall contain a copy of such certificate of the judgment, describing the lots, blocks, tracts or parcels of land assessed, and the respective amounts assessed on each lot, block, tract or parcel of land, and shall be delivered to the officer authorized to collect such special assessments. Such warrant shall give sufficient authority to collect the assessments therein specified.

§ 37. The collector receiving such warrant shall immediately give notice thereof by publishing such notice in one or more newspapers in such city or village, if such newspaper is there; and if there is no such newspaper, then by posting four copies thereof in public places along the line of the proposed improvement. Such notice may be substantially in the following form :

SPECIAL ASSESSMENT NOTICE.—Special Warrant No. —. Public notice is hereby given that the (here insert title of court) has rendered judgment for a special assessment upon property benefited by the following improvement (here insert the character and location of the improvement in general terms), as will more fully appear from the certified copy of the judgment on file in the office of the clerk of the city (or village) of . . . ; that a warrant for the collection of such assessment is in the hands of the undersigned. All persons interested are hereby notified to

call and pay the amounts assessed at the collector's office (here insert location of office) within thirty days from the date hereof.

Dated this day of, A. D. 18..

.....Collector.

§ 38. It shall be the duty of the collector into whose hands the warrant shall so come, as far as practicable, to call upon all persons resident within the corporation whose names appear on the assessment roll, or the occupants of the property assessed, and personally, or by written or printed notice left at his or her usual place of abode, inform them of such assessment, and request payment of the same. Any such collector omitting so to do shall be liable to a penalty of ten dollars for every such omission, but the validity of the special assessment, or the right to apply for and obtain judgment for any such special assessment, shall not be affected by such omission. It shall be the duty of such collector to write the word "paid" opposite each tract or lot on which the assessment is paid, together with the name and post office address of the person making the payment, and date of payment.

§ 39. It shall be the duty of the collector of special assessments, within such time as the city council or board of trustees may by ordinance provide, to make a report in writing—to the general officer of the county authorized, or to be designated by the general revenue law of this State, to apply for judgment and sell lands for taxes due the county and State—of all the lands, town lots and real property on which he shall have been unable to collect special assessments, with the amount of special assessments due and unpaid thereon, together with his warrant, or with a brief description of the nature of the warrant or warrants received by him authorizing the collection thereof; which report shall be accompanied with the oath of the collector that the list is a correct return and report of the lands, town lots and real property on which the special assessments levied by authority of the city of.... (or village of...., as the case may be), remain due and unpaid; that he is unable to collect the same or any part thereof, and that he has given the notice required by law that said warrants had been received by him for collection. Said report, when so made, shall be prima facie evidence that all the forms and requirements of the law in relation to making said return have been complied with, and that the special assessments mentioned in said report are due and unpaid. And upon the application for judgment upon such assessment no defense or objection shall be made or heard which might have been interposed in the proceeding for the making of such assessment, or the application for the confirmation thereof.

§ 40. When said general officer shall receive the report provided for in the preceding section, he shall at once proceed to obtain judgment against said lots, parcels of land and property for said special assessments remaining due and unpaid, in the same manner as is or may be by law provided for obtaining judgment against lands for taxes due and unpaid the county and State; and shall in the same manner proceed to sell the same for the said special assessments remaining due and unpaid. In obtaining said judgment and making said sale, the said officer shall be governed by the general revenue law of this State, except when otherwise provided herein.

§ 41. After making said sales, the list of lots, parcels of land and property sold thereat shall be returned to the office of the county clerk, and redemption may be made as provided for by the general revenue law of the State.

§ 42. If the collector shall receive any moneys for taxes or assessments, giving a receipt therefor, for any land or parcel of land, and afterwards return the same as unpaid to the State officers authorized to sell lands for taxes, or shall receive the same after making such return, and the same be sold for tax or assessment which has been so paid and receipted for by himself or his clerks, he and his bond shall be liable to the holder of the certificate given to the purchasers at the sale, for double the amount of the face of the certificate, to be demanded in two years from the date of the sale, and recovered in any court having jurisdiction of the amount; and the city or village shall, in no case, be liable to the holder of such certificate.

§ 43. The collector or collectors, and the general officer aforesaid, to whom the said warrant shall be returned, shall pay over to the city or village treasurer to which it shall belong all moneys collected by them, respectively, upon or by virtue of such warrant, or upon any sale for taxes or otherwise, at such time or times, and in such manner as shall be prescribed by ordinance, and shall be allowed such compensation for their services in the collection of such assessment as the ordinances of the city or village may provide, except when such compensation is fixed by general law.

§ 44. The general revenue laws of this State, in reference to proceedings to recover judgments for delinquent taxes, the sale of property thereon, the execution of certificates of sale and deeds thereon, the force and effect of such sales and deeds, and all other laws in relation to the enforcement and collection of taxes and redemption from tax sales, except as herein otherwise provided, shall be applicable to proceedings to collect such special assessment.

§ 45. Any city or village interested in the collection of any tax or special assessment, may become a purchaser at any sale of real or personal property to enforce the collection of the same, and may, by ordinance, authorize and make it the duty of one or more city or village officers to attend such sales, and bid thereat in behalf of the corporation.

§ 46. If any assessment shall be annulled by the city council or board of trustees, or set aside by any court, a new assessment may be made and returned, and like notices given and proceedings had, as herein required in relation to the first; and all parties in interest shall have the like rights, and the city council or board of trustees and court shall perform like duties and have like power in relation to any subsequent assessment, as are hereby given in relation to the first assessment.

§ 47. If, in any case, the first assessment prove insufficient, a second may be made in the same manner, as nearly as may be, and so on, until sufficient moneys shall have been realized to pay for such public improvement. If too large a sum shall, at any time, be raised the excess shall be refunded ratably to those by whom it was paid.

§ 48. If, from any cause, any city or village shall fail to collect the whole or any portion of any special assessment which may be

levied, which shall not be canceled and set aside by the order of any court, for any public improvement authorized to be made and paid for by special assessment, the city council or board of trustees may, at any time within five years after the confirmation of the original assessment, direct a new assessment to be made upon the delinquent property for the amount of such deficiency, and interest thereon from the date of such original assessment—which assessment shall be made, as near as may be, in the same manner as is herein prescribed for the first assessment. In all cases where partial payment shall have been made on such former assessment, they shall be credited or allowed on the new assessment to the property for which they were made, so that the assessment shall be equal and impartial in its results. If such new assessment prove ineffectual, either in whole or in part, the city council or board of trustees may, at any time within said period of five years, order a third, and so on, to be levied in the same manner and for the same purpose; and it shall constitute no legal objection to such assessment that the property may have changed hands or been encumbered subsequent to the date of the original assessment, it being the true intent and meaning of this section to make the cost and expense of all public improvements to be paid for by a special assessment a charge upon the property assessed therefor, for the full period of five years from the confirmation of the original assessment, and for such longer period as may be required to collect, in due course of law, any new assessment ordered within that period.

§ 49. All persons taking any contracts with the city or village, and who agree to be paid from special assessments, shall have no claim or lien upon the city or village in any event, except from the collections of the special assessments made for the work contracted for.

§ 50. All contracts for the making of any public improvement to be paid for in whole or in part by a special assessment, and any work or other public improvement, when the expense thereof shall exceed five hundred dollars, shall be let to the lowest responsible bidder in the manner to be prescribed by ordinance—such contracts to be approved by the mayor or president of the board of trustees: *Provided, however,* any such contract may be entered into by the proper officer without advertising for bids, and without such approval, by a vote of two-thirds of all the aldermen or trustees elected.

§ 51. All special assessments levied by any city or village under this act, shall, from the date of assessment, be a lien upon the real estate upon which the same may be imposed, and such lien shall continue until such special assessments are paid. And the same proceedings may be resorted to by the collector, upon any warrant or order issued or made for the collection of special assessments, as in the case of the collection of State and county taxes under the general laws of the State.

§ 52. At any time after the same becomes due, it shall and may be lawful for any collector thereof to commence suit in any court of record, in the corporate name of such city or village, against any person or persons, for the total amount of special assessments which such person or persons are liable for the payment of. Such suit shall be commenced by petition, and shall state the several amounts of the

special assessments sought to be recovered, and give a general description of the warrant or warrants issued for the collection thereof; upon the filing of the petition a summons shall be issued, served and returned as in other suits in such court. Upon the return of such summons duly served, the court shall forthwith proceed to the hearing of said petition without formal pleadings, and may render judgment for all or any part of the special assessments, as the right and justice of the case may require. The original or a certified copy (by the clerk, under the corporate seal), of such warrant or warrants, and list or lists, or so much thereof as refers to the special assessments sought to be recovered, shall be prima facie evidence of the right of said collector to a judgment in favor of such corporation. Execution shall issue on such judgment as in other cases, but such execution may be first levied upon and collected from any personal property of the defendant; or the court, in which such proceedings were had, may, upon complaint of the city or village, issue a scire facias against the person or persons liable for such payment, to show cause why execution should not issue against him or them for the amount of such assessment; and if, upon the return of such scire facias, good cause is not shown why execution should not issue, the court may award execution against such person or persons in the usual form of execution upon judgments at law.

§ 53. Whenever any city or village shall apply to any court for the purpose of making just compensation for property taken or damaged by such proceedings as are authorized by this act, such city or village may file in the same proceeding a supplemental petition, praying the court to cause that an assessment be made for the purpose of raising the amount necessary to pay the compensation and damages which may be awarded for the property taken or damaged, with the costs of the proceeding, and when it may be desirable so to do, also including the cost of making the improvement for which the property is taken or damaged. When such supplemental petition is filed, like proceedings shall be had, and the assessment made, collected and enforced in the same manner, as near as may be, as is provided in this article in other cases.

§ 54. Any city or incorporated town or village may, if it shall so determine by ordinance, adopt the provisions of this article without adopting the whole of this act; and where it shall have so adopted this article, it shall have the right to take all proceedings in this article provided for, and have the benefit of all the provisions hereof.

ARTICLE X.

SECTION 3. After the word "ground," line 7, insert "having a building or buildings thereon." Same section, strike out all after the word "therefor," in the 16th line.

Strike out section 5.

Add to section 9 the following: "unless otherwise provided by ordinance."

ARTICLE XI.

SECTION 5. After the word "act," in the 8th line, insert the following: "and if the territory described in said petition shall be situated

in more than one county, then the petition shall be addressed to the judge of the county court of the county where a greater part of such territory is situated."

Add to section 8 the following: "and wherever the words "city council" or "mayor" occurs in this act, the same shall be held to apply to the trustees and president of such village, so far as the same may be applicable."

Add the following additional section:

"§ 16. After the taking effect of this act, no town or city shall become incorporated under any other general law then in force for the incorporation of towns or cities."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 827, for "An act to provide for the sale of unclaimed property by common carriers, warehousemen and innkeepers."

In the passage of which I am instructed to ask the concurrence of the Senate.

The amendments were read at large, and, pending consideration, The Senate, at 12:50 o'clock P. M.,

On motion of Mr. Washburn,
Adjourned until 3 o'clock P. M.

THREE O'CLOCK P. M.

Senate met, pursuant to adjournment.

The question being, "Will the Senate concur with the House in their amendments to the bill?"

The Senate concurred by the following vote: { Yeas.....23
Nays..... 5

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Carter,
Crawford,
Daggett,
Dora,
Early,

Messrs. Eddy,
Edsall,
Flagg,
Fuller,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,

Messrs. McNulta,
Nicholson,
Pierce,
Richardson,
Starne,
Washburn,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Boyd,
Hampton,

Messrs. Reddick,
Strevel,

Mr. Vaughan.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am instructed to inform the Senate that the House of Representatives has concurred with them in their request for a committee of conference on House bill, No. 729, for "An act in regard to liens," and have appointed on said committee, on the part of the House, Representatives Cary, Waite, McEwen, Roberts and Carle.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, viz:

House bill, No. 616, for "An act to repeal an act entitled 'an act for the appointment of official reporters, and for the preservation of evidence in certain cases in Cook county,' approved March 6, 1867, and an act amendatory thereto, approved March 11, 1869."

In the passage of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of bills of the following titles, to-wit:

Senate bill, No. 346, for "An act to provide for the election of a recorder of deeds in counties having sixty thousand and more inhabitants," with amendments thereto.

Senate bill, No. 361, for "An act to provide for the registration of drainage and levee bonds, and secure the payment of the same," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay:

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, viz:

Senate bill, No. 398, for "An act in regard to limitations."

On motion of Mr. Anderson,

House bill, No. 93, for "An act to amend chapter 30, Revised Statutes, entitled 'Criminal Jurisprudence,'" was taken up.

The question being on concurring with the committee on domestic relations in their amendment to the bill,

The report of the committee was concurred in, and the amendment adopted.

The bill was then ordered to a third reading and the amendment ordered printed.

On motion of Mr. Woodard,

The rules were suspended and the following resolution was adopted:

Resolved, That the Governor be requested to return to the Senate, Senate bill No. 268.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, to-wit:

House bill, No. 740, for "An act in relation to statutes at large."

House bill, No. 770, for "An act to repeal an act entitled 'an act to incorporate the Havana German School Association,' approved March 7, 1867, and an amendment thereto entitled 'an act to amend an act entitled 'an act to incorporate the Havana German School Association,' approved March 11, 1869.'"

House bill, No. 728, for "An act in regard to elections and to provide for filling vacancies in elective offices."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 3d day of April, 1872, laid before the Governor, for his approval, viz :

House bill, No. 740, for "An act in relation to statutes at large."

House bill, No. 770, for "An act to repeal an act entitled 'an act to incorporate the Havana German School Association,' approved March 7, 1867, and an amendment thereto entitled 'an act to amend an act entitled 'an act to incorporate the Havana German School Association,' approved March 11, 1869.'"

House bill, No. 728, for "An act in regard to elections, and to provide for filling vacancies in elective offices."

Mr. Wilkinson, from the committee on revenue, to which was referred House bill, No. 825, for "An act to fix the fees of township collectors in counties under township organization having a population not exceeding seventy thousand inhabitants, and to authorize the treasurers of such counties to settle with the township collectors in accordance with the fees herein fixed," reported the same back, with amendment thereto, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill Ordered to a third reading.

On motion of Mr. Reddick,

The rules were suspended, and

House bill, No. 825, for "An act to fix the fees of township collectors in counties under township organization having a population not exceeding seventy thousand inhabitants, and to authorize the treasurers of such counties to settle with the township collectors in accordance with the fees herein fixed,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 30
Nays 0

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Bishop,
Boyd,
Carter,
Crawford,
Daggett,
Early,
Eddy,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Starne,
Strevell,
Vaughan,
Washburn,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

Mr. Strevell offered the following, which was laid over under the rule :

Resolved by the Senate, the House of Representatives concurring herein, That the commissioners appointed to revise and re-write the general statutes of this State, report by appropriate bills to the next General Assembly, so much of their revision as shall not have been acted upon at this session, and that on the application of said commissioners the Secretary of State cause five hundred copies of each of

the bills so to be reported, to be printed for the use of said General Assembly, in like form as is provided by law for the printing of the bills of the General Assembly, the cost of such printing to be paid out of the money appropriated for printing.

Mr. Crawford offered the following resolution, which was laid over under the rule :

Resolved by the Senate, the House of Representatives concurring herein, That the Secretary of State be and he is hereby instructed to fit up an office in the room lately occupied by the State Auditor, for the use of the board of railroad and warehouse commissioners.

On motion of Mr. Starnes,

House message on Senate bill, No. 361, for "An act to provide for the registration of drainage and levee bonds, and secure the payment of the same," was taken up.

The question being on concurring with the House in the following amendments to the bill :

Amend by striking out of the first section all after the enacting clause, and inserting the following :

"Whenever it shall appear by the finding of the court before which any proceeding is pending or may be had, pursuant to the provisions of an act entitled 'An act to provide for the construction and protection of drains, ditches, levees and other works,' approved April 24, 1871, that any drain, ditch, levee, or other work authorized by said act to be made, will be of public benefit for the promotion of the public health or in reclaiming or draining lands, the same shall be deemed a public work, and the control thereof shall be subject to such other and further enactments as may hereafter be provided.

"§ 2. Whenever the commissioners appointed to lay out and construct, or construct or repair or improve any such drain, ditch, levee or other work shall be authorized by order of the court to borrow money, and shall issue bonds as provided in section 35 of said act, in the aggregate amount of not less than \$25,000, it shall be lawful for the commissioners to register such bonds at the office of the Auditor of Public Accounts. Such registration shall show the date, amount, number, maturity and rate of interest of such bonds, and the Auditor shall, under his seal of office, certify upon each bond the fact of such registration."

Amend by renumbering the sections.

The Senate concurred by the following vote : { Yeas.....27
Nays..... 3

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Bishop,
Boyd,
Carter,
Daggett,
Early,
Eddy,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
McNulta,

Messrs. Nicholson,
Reddick,
Richardson,
Starnes,
Vaughan,
Washburn,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Mr. Crawford,

Mr. Pierce,

Mr. Strevell.

Senate bill, No. 378, for "An act to authorize any plank, gravel, macadamized or pike road company to extend its road,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 27
Nays 3

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Boyd,
Early,
Eddy,
Flagg,

Messrs. Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
McNulta,
Nicholson,

Messrs. Reddick,
Richardson,
Starne,
Strevell,
Vaughan,
Washburn,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Mr. Carter,

Mr. Daggett,

Mr. Pierce.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 475, for "An act to prevent and punish fraud upon or relating to the titles to land,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 31
Nays 2

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Boyd,
Carter,
Crawford,
Daggett,
Dore,
Early,

Messrs. Eddy,
Flagg,
Hampton,
Holcomb,
Hunter,
Jewett,
Langley,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Senter,
Starne,
Strevell,
Vaughan,
Washburn,
Wilkinson,
Williams,
Woodard.

Messrs. Epler and Fuller voted in the negative.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. President: I hereby return to the Senate, Senate bill No. 263, as requested by the Senate resolution.

Senate bill, No. 473, for "An act to regulate and govern sheriffs and jailers as to the manner of confining prisoners,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 27
Nays 4

Those voting in the affirmative are,

Messrs. Anderson,
Bangs,
Boyd,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,

Messrs. Edsall,
Epler,
Flagg,
Hampton,
Holcomb,
Jewett,
Kerr,
Langley,
Lanning,

Messrs. McNulta,
Nicholson,
Pierce,
Reddick,
Senter,
Starnes,
Vaughan,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Allen,

Mr. Washburn,

Mr. Williams.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senate bill, No. 468, for "An act to provide for the completion of the revision of the statutes," was,

On motion of Mr. Crawford,

Laid on the table.

Senate bill, No. 451, for "An act to provide for recording such bonds as are required by law or the orders of courts to be filed in the course of proceedings in courts of record,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 28
Nays 6

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Bishop,
Boyd,
Carter,
Daggett,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Hunter,
Jewett,
Kerr,
Langley,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Senter,
Strevell,
Vaughan,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Crawford,
Epler,

Messrs. Holcomb,
Lanning,

Messrs. Starnes,
Washburn.

Ordered that the title be as aforesaid, that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of Senate bills of the following titles, to-wit:

Senate bill, No. 253, for "An act to provide for annexing and excluding territory to and from cities, towns and villages, and to unite cities, towns and villages," with amendments thereto.

Senate bill, No. 436, for "An act making appropriations for expenses of the 27th General Assembly, and to provide for the ordinary

and contingent expenses of the government not already appropriated," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of bills of the following title, to-wit:

Senate bill, No. 419, for "An act to provide for the sale of real property escheated to and vested in the State."

Senate bill, No. 440, for "An act to grant the use of canals in this State to the use of the inhabitants of the Dominion of Canada, upon conditions named."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 466, for "An act to amend section seven of chapter fifty-five of the Revised Statutes of 1845, entitled 'Jails and Jailers.'"

Senate bill, No. 207, for "An act to authorize the formation of associations for improvement of the water power of Fox river, and other rivers and streams in this State,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 31
Nays..... 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Boyd,
Carter,
Daggett,
Dore,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Lanning,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Starnes,
Strevell,
Vaughan,
Washburn,
Wilkinson,
Williams,
Woodard.

Mr. Eddy offered the following amendment to the title of the bill; which was adopted:

Amend title to Senate bill No. 207, by striking out the following words: "Fox river and other," and insert in lieu thereof the word "the."

The title, as amended, was adopted, and the Secretary ordered to inform the House of Representatives thereof, and ask their concurrence therein.

Mr. Dore presented a communication from the National Board of Trade, concerning the protection of the telegraphs; which petition was laid on the table.

Mr. Richardson entered a motion to reconsider the vote whereby Senate bill No. 475 was passed.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly enrolled, Senate bill of the following title, to-wit :

Senate bill, No. 393, for "An act in regard to limitations."

Mr. Eddy, from the joint committee on enrolled bills, reports as having laid before the Governor, on the 3d day of April, A. D. 1872, Senate bills of the following titles, to-wit :

Senate bill, No. 398, for "An act in regard to limitations."

House bill, No. 598, for "An act to establish registration in cities, towns and villages of five thousand inhabitants and upwards, and in townships and election precincts in which there is any portion of any such city, town or village, and in counties having one hundred thousand inhabitants and upwards, and to punish any person for the violation of the same,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas..... 22
Nays 10

Those voting in the affirmative are,

Messrs. Allen,	Messrs. Holcomb,	Messrs. Starne,
Anderson,	Hunter,	Strevell,
Crawford,	Langley,	Vaughan,
Dore,	Lanning,	Washburn,
Early,	Pierce,	Wilkinson,
Eddy,	Reddick,	Williams,
Edsall,	Richardson,	Woodard.
Fuller,		

Those voting in the negative are,

Messrs. Alexander,	Messrs. Daggett,	Messrs. Jewett,
Bang,	Flagg,	Kerr,
Bishop,	Hampton,	Nicholson.
Carter,		

Mr. Bishop entered a motion to reconsider the vote whereby House bill No. 598 was lost.

Senate bill, No. 450, for "An act to protect the use of the telegraph,"

Was taken from the table, and

Ordered engrossed and printed for a third reading.

On motion of Mr. Woodard,

Senate bill, No. 263, for "An act to prevent members of official boards, having control of public works, from becoming interested in the construction thereof," was taken up.

On motion,

The rule requiring a motion to reconsider a vote to be entered within two days, was unanimously dispensed with, and

Mr. Woodard offered the following amendment to the title; which was adopted:

Amend the title to Senate bill No. 263, by striking out of the title all after the words "An act," and insert "to prevent fraudulent and

corrupt practices in the making or accepting of official appointments and contracts by public officers."

The title, as amended, was adopted.

On motion of Mr. Reddick,

Senate bill, No. 346, for "An act for the election of a recorder of deeds in counties having sixty thousand and more inhabitants," was taken up, and

Referred to a special committee, consisting of Senators Reddick, Strevell, and Cook county Senators.

House message on Senate bill No. 108, was taken up.

The question being on concurring in the following House amendments to the bill:

Strike out of the 8th and 9th lines the following words: "Any moneys in the treasury not otherwise appropriated," and insert in lieu thereof the following, to-wit: "The appropriations heretofore made to the new state house."

The Senate refused to concur by the following vote: Yeas, 23; Nays, 3:

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Carter,
Crawford,
Daggett,
Early,
Eddy,

Messrs. Edsall,
Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Strevell,
Vaughan,
Wilkinson,
Woodard.

Those voting in the negative are,

Mr. Alexander,

Mr. Starne,

Mr. Washburn.

Mr. Starne entered a motion to reconsider the vote by which the House amendments to Senate bill No. 108, were lost.

House message on Senate bill, No. 253, for "An act to provide for annexing and excluding territory to and from cities, towns and villages, and to unite cities towns and villages," was taken up, and,

On motion of Mr. Crawford,

Was made the special order for to-morrow morning at 10:30 o'clock P. M.

Mr. Strevell, from the special committee, to which was referred Senate bill, No. 346, for "An act to provide for the election of a recorder of deeds in counties having sixty thousand and more inhabitants," reported the same back, with the following House amendments thereto, and recommended the Senate concur therein.

In section 3, strike out the word "fifty" and insert "five" in lieu thereof, and strike out the word "five" in same line.

Strike out all of section 4, after the words "instruments of writing," and insert in lieu thereof the words, "authorized by law to be recorded when presented for record, according to the time of the priority of presentation."

In section 5, strike out the words "without fee or reward."

In section 7, strike out the words, "and may also be imprisoned in the penitentiary not exceeding one year."

In section 8, strike out the word "all," in line 1, and insert after the word "counties," in said line, "having a population of more than 60,000 and less than 100,000 inhabitants." Also, strike out the words "*Provided, however,* that in the county of Cook the salary of the recorder of deeds shall be \$2,500 per annum, and."

In section 9, strike out the words "as soon," and all following, and in lieu thereof, "on the first Monday of December next after such election."

And the Senate concurred in the House amendments by the following vote: Yeas, 28; Nays, 0:

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bangs,
Boyd,
Carter,
Crawford,
Daggett,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Langley,
Lanning,
Nicholson,

Messrs. Pierce,
Reddick,
Starne,
Strevell,
Vaughan,
Voris,
Washburn,
Wilkinson,
Woodard.

House message on Senate bill, No. 436, for "An act making appropriations for expenses of the 27th General Assembly, and to provide for the ordinary and contingent expenses of the government not already appropriated," was taken up, and,

On motion of Mr. Fuller,

Referred to the committee on finance.

House message on Senate bill, No. 191, for "An act requiring the Secretary of State to make a biennial report of the business of his office," was taken up, and

The question being upon the adoption of the following amendment of the House of Representatives:

Insert in line 4, of section 3, after the word "sold," these words: "The name of the party to whom each article was sold and the amount received therefor."

The amendment was concurred in by the following vote: Yeas, 28; Nays, 1.

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Boyd,
Carter,
Crawford,
Daggett,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Hampton,
Holcomb,
Hunter,
Jewett,
Langley,
Nicholson,
Pieroe,
Reddick,

Messrs. Richardson,
Starne,
Strevell,
Vaughan,
Voris,
Washburn,
Wilkinson,
Williams,
Woodard.

Mr. Epler voted in the negative.

The following amendment of the House of Representatives to the title of the bill was adopted:

Amend title by adding: "And providing for the sale of certain property."

The title, as amended, was then adopted.

House bill, No. 616, for "An act to repeal an act entitled 'an act for the appointment of official reporters, and for the preservation of evidence in certain cases in Cook county,' and an act amendatory thereto,"

Was taken up, read at large a first time, and

On motion of Mr. Woodard,

Referred to the committee on judiciary.

House bill, No. 827, for "An act to provide for the sale of unclaimed property by common carriers, warehousemen and innkeepers,"

Was taken up, read at large a first time, and,

On motion of Mr. Fuller,

Referred to the committee on judiciary.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit:

House bill, No. 783, for "An act for the incorporation of bridge companies."

In the passage of which I am instructed to ask the concurrence of the Senate.

House bill, No. 676, for "An act in regard to forcible entry and detainer,"

Was taken up, read at large a first time, and

Ordered to a second reading.

On motion of Mr. Fuller,

Referred to the committee on judiciary.

House bill, No. 730, for "An act concerning insolvent debtors."

Was taken up, read at large a first time, and

Ordered to a second reading.

On motion of Mr. Fuller,

Referred to the committee on judiciary.

House bill, No. 783, for "An act for the incorporation of bridge companies."

Was taken up, read at large a first time, and

Ordered to a second reading.

On motion of Mr. Crawford,

Referred to the committee on corporations.

At 6:07 o'clock P. M.,

On motion of Mr. Carter,

The Senate adjourned until to morrow at 10 o'clock A. M.

THURSDAY, APRIL 4, 1872.

Senate met, pursuant to adjournment.

Prayer by Rev. Mr. Carnahan.

The journal of yesterday was being read, when,

On motion of Mr. Hampton,

The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (36) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Bowman,
Boyd,
Carter,
Crawford,
Daggett,
Donahue,
Dore,

Messrs. Early,
Eddy,
Edsall,
Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
McNulta,

Messrs. Nicholson,
Pierce,
Reddick,
Solomon,
Starne,
Strevell,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams.

Mr. Vaughan withdrew his motion to reconsider the vote whereby the Senate concurred in the amendments to House bill No. 340.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of Senate amendments to a bill of the following title, to-wit :

House bill, No. 771, for "An act to remedy the evils consequent upon the destruction of any public records by fire or otherwise," with amendment.

In the adoption of which amendment I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to-wit :

House bill, No. 745, for "An act for the relief of the contractor furnishing printing paper to the State."

In the passage of which I am instructed to ask the concurrence of the Senate.

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly enrolled, a bill of the following title, to-wit :

House bill, No. 604, for "An act to enable associations of persons to become a body corporate, to raise funds to be loaned only among their members."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been

correctly enrolled, and on the 4th day of April, 1842, laid before the Governor for his approval, to-wit :

House bill, No. 604, for "An act to enable associations of persons to become a body corporate, to raise funds to be loaned only among their members."

On motion of Mr. Nicholson,

Senate bill, No. 745, for "An act for the relief of the contractor furnishing printing paper to the State,"

Was read at large a first time, and

Ordered to a second reading, and

Referred to the committee on finance.

Mr. Boyd, from the committee on finance, to which was referred House bill, No. 676, for "An act in regard to forcible entry and detainer," reported the same back, with an amendment, and recommended the adoption of the same.

The report of the committee was concurred in, and the bill

Ordered on file for a second reading.

Mr. Fuller, from the committee on judiciary, to which was referred House bill, No. 730, for "An act concerning insolvent debtors," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered on file for a second reading.

Mr. Crawford, from the committee on finance, to which was referred the following resolution :

Resolved by the House of Representatives, the Senate concurring herein, That the Secretary of State be instructed to furnish and forward to each member and elective officer of this General Assembly, as soon as published, one copy each of the journals of the House and Senate, and one copy each of the laws and reports of this General Assembly,

Reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the resolution

Ordered to lie on the table.

Mr. Crawford, from the committee on finance, to which was referred Senate bill, No. 436, for "An act making appropriations for expenses of the 27th General Assembly, and to provide for the ordinary and contingent expenses of the government not already appropriated," reported the same back, with the following House amendment, without recommendation :

Amend by adding to section 1 the following :

"*Fourteenth*—To pay the commissioners appointed to revise the statutes, balance in full for their services to April 1st, 1872, as follows: To H. B. Hurd the sum of \$2,500, and to M. Schaefer the sum of \$2,500."

Mr. Fuller offered the following amendment to the amendment of the House :

Amend House amendment by striking out the words "twenty-five hundred" wherever the same may occur, and insert in lieu thereof the words "one thousand."

And the yeas and nays being demanded,

It was decided in the affirmative, as follows: { Yeas.....22
Nays.....10

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Boyd,
Carter,
Crawford,
Daggett,
Dore,

Messrs. Early,
Flagg,
Fuller,
Hampton,
Holcomb,
Jewett,
Nicholson,

Messrs. Reddick,
Richardson,
Starne,
Washburn,
Whiting,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Bangs,
Donahue,
Hunter,
Kerr,

Messrs. Langley,
McNulta,
Pierce,

Messrs. Solomon,
Strevell,
Vaughan.

So the amendment was adopted.

Mr. Fuller moved to reconsider the vote whereby his amendment was adopted,

And the yeas and nays being demanded,

It was decided in the affirmative, as follows : { Yeas.....18
Nays.....16

Those voting in the affirmative are,

Messrs. Anderson,
Bangs,
Carter,
Daggett,
Donahue,
Dore,

Messrs. Early,
Flagg,
Fuller,
Hunter,
Jewett,
Kerr,

Messrs. Langley,
McNulta,
Nicholson,
Pierce,
Strevell,
Voris.

Those voting in the negative are,

Messrs. Allen,
Anderson,
Boyl,
Crawford,
Edsall,
Hampton,

Messrs. Holcomb,
Reddick,
Richardson,
Solomon,
Starne,

Messrs. Vaughan.
Washburn,
Whiting,
Wilkinson,
Williams.

So the motion was adopted.

The question then being on the amendment offered by Mr. Fuller, Mr. Fuller accepted the following amendment to his amendment: Amend by striking "one thousand" and inserting "fifteen hundred."

On motion of Mr. Dore,

The main question was ordered on the amendment,

And the yeas and nays being demanded,

It was decided in the negative, as follows : { Yeas.....15
Nays 21

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Boyd,
Crawford,
Hampton,

Messrs. Holcomb,
Lanning,
Reddick,
Richardson,
Solomon,

Messrs. Starne,
Vaughan,
Washburn,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Anderson,
Bangs,
Bishop,
Carter,
Daggett,
Donahue,
Dore,

Messrs. Early,
Eddy,
Edsall,
Flagg,
Fuller,
Hunter,
Jewett,

Messrs. Kerr,
Langley,
McNulta,
Nicholson,
Pierce,
Strevell,
Whiting.

So the amendment was lost.

The question being on concurring with the House in their amendments to the bill,

The Senate refused to concur with the House in their amendments by the following vote: Yeas, 25; Nays, 12:

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Bangs,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,

Messrs. Eddy,
Edsall,
Flagg,
Fuller,
Hunter,
Jewett,
Kerr,
Langley,

Messrs. McNulta,
Nicholson,
Pierce,
Reddick,
Strevell,
Voria,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Allen,
Bishop,
Boyd,
Hampton,

Messrs. Holcomb,
Lanning,
Richardson,
Solomon,

Messrs. Starnes,
Vaughan,
Washburn,
Williams.

Mr. Holcomb entered a motion to reconsider the vote whereby the Senate refused to concur.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of the report of the committee of conference on a bill of the following title, to-wit:

House bill, No. 117, for "An act to provide for the organization and government of corporations for pecuniary profit."

Mr. McNulta, from the committee of conference on House bill, No. 117, for "An act to provide for the organization and government of corporations for pecuniary profit," made the following report:

The joint committee of conference, to which was referred House bill No. 117, being "A bill for an act to provide for the organization and government of corporations for pecuniary profit," together with the several amendments thereto, have the honor to report that they have had the same under consideration, and report the same back, and recommend that the House amendments to Senate amendments be amended so that the bill shall read as follows:

"SECTION 1. That corporations may be formed in the manner provided by this act, for any lawful purpose except banking, insurance, real estate brokerage, the operation of railroads, and the business of loaning money: *Provided*, that horse and dummy railroads may be organized and conducted under the provisions of this act: *And provided, further*, that corporations formed for the purpose of constructing railroad bridges shall not be held to be railroad corporations.

"§ 2. Whenever any number of persons, not less than three nor more than seven, shall propose to form a corporation under this act, they shall make a statement to that effect under their hands, and duly acknowledged before some officer in the manner provided for the acknowledgment of deeds, setting forth the name of the proposed corporation, the object for which it is to be formed, its capital stock, the number of shares of which such stock shall consist, the location of the principal office, and the duration of the corporation, not exceeding

however, 99 years; which statement shall be filed in the office of the Secretary of State. The Secretary of State shall, thereupon, issue to such persons a license as commissioners to open books for subscription to the capital stock of said corporation at such times and places as they may determine; but no license shall be issued to two companies having the same name.

"§ 3. As soon as may be after the capital stock shall be fully subscribed, the commissioners shall convene a meeting of the subscribers for the purpose of electing directors or managers, and the transaction of such other business as shall come before them. Notice thereof shall be given by depositing in the post office, properly addressed to each subscriber, at least ten days before the time fixed, a written or printed notice, stating the object, time and place of such meeting. In all elections for directors or managers of corporations organized under this act, every subscriber or stockholder shall have the right to vote in person or by proxy, for the number of shares owned or subscribed by him, for as many persons as there are directors or managers to be elected, or to cumulate such shares and give one candidate as many votes as the number of directors or managers multiplied by the number of his shares of stock shall equal, or to distribute them on the same principle among as many candidates as he shall think fit; and such directors or managers shall not be elected in any other manner. It shall be lawful for any such corporation, by resolution of the stockholders, to divide its board of directors or managers into three classes, numbered consecutively. the term of office of the first class to expire on the day of the annual election of said company then next ensuing; the second class one year thereafter, and the third class two years thereafter. At each annual election after such classification, the stockholders of such company shall elect, for a term of three years, a number of directors or managers equal to the number in the class whose term expires on the day of such election. All other vacancies to be filled in accordance with the by-laws of the corporation.

"§ 4. The commissioners shall make a full report of their proceedings, including therein a copy of the notice provided for in the foregoing section, a copy of the subscription list, and the names of the directors or managers elected and their respective terms of office, which report shall be sworn to by at least a majority of the commissioners, and shall be filed in the office of the Secretary of State. The Secretary of State shall, thereupon, issue a certificate of the complete organization of the corporation, making a part thereof a copy of all papers filed in his office in and about the organization of the corporation, and duly authenticated under his hand and seal of State, and the same shall be recorded in a book for that purpose, in the office of the recorder of deeds of the county where the principal office of such company is located. Upon the recording of the said copy, the corporation shall be deemed fully organized and may proceed to business. Unless such company shall be organized and shall proceed to business as provided in this act, within two years after the date of such license, then such license shall be deemed revoked, and all proceedings thereunder void.

"§ 5. Corporations formed under this act shall be bodies corporate and politic for the period for which they are organized; may sue and be sued; may have a common seal which they may alter or renew at pleasure; may own, possess and enjoy so much real and personal estate as shall be necessary for the transaction of their business, and may sell and dispose of the same when not required for the uses of the corporation. They may borrow money at legal rates of interest, and pledge their property, both real and personal, to secure the payment thereof; and may have and exercise all the powers necessary and requisite to carry into effect the objects for which they may be formed: *Provided, however*, that all real estate so acquired in satisfaction of any liability or indebtedness, unless the same may be necessary and suitable for the business of such corporation, shall be offered at public auction at least once every year, at the door of the court house of the county wherein the same may be situated, or on the premises so to be sold, after giving notice thereof for at least four consecutive weeks in some newspaper of general circulation published in said county; and if there be no such newspaper published therein, then in the nearest adjacent county where such newspaper is published; and said real estate shall be sold whenever the price offered for it is not less than the claim of such corporation, including all interests, costs and other expenses: *And, provided, further*, that in case such corporation shall not, within such period of five years, sell such lands either at public or private sale, as aforesaid, it shall be the duty of the State attorney to proceed by information in the name of the People of the State of Illinois, against such corporation, in the circuit court of the county within which such land, so neglected to be sold, shall be situated, and such court shall have jurisdiction to hear and determine the fact, and to order the sale of such land or real estate at such time and place, subject to such rules as the court shall establish. The court shall tax, as the fees of the State's attorney, such sum as shall be reasonable; and the proceeds of such sale, after deducting the said fees and costs of proceedings, shall be paid over to such corporation.

"§ 6. The corporate powers shall be exercised by a board of directors or managers: *Provided*, the number of directors or managers shall not be increased or diminished, or their term of office changed, without the consent of the owners of a majority of the shares of stock. The officers of the company shall consist of a president, secretary and treasurer, and such other officers and agents as shall be determined by the directors or managers, and the directors or managers may adopt by-laws for the government of the officers and affairs of the company: *Provided*, they are not inconsistent with the laws of this State. The directors or managers may require of the officers and agents bonds with such sureties and conditions as they shall deem proper, and may remove any officers when the interest of the corporation shall require. The officers shall hold their respective offices for the period provided by the by-laws.

"§ 7. The shares of stocks shall be not less than ten nor more than one hundred dollars each, and shall be deemed personal property, and transferable as such in the manner provided by the

by-laws, and subscriptions therefor shall be made payable to the corporation, and shall be payable in such installments and at such time or times as shall be determined by the directors or managers, and an action may be maintained in the name of the corporation to recover any installment which shall remain due and unpaid for the period of twenty days after personal demand therefor, or, in cases where personal demand is not made, within thirty days after a written or printed demand has been deposited in the post office, properly addressed to the post office address of the stockholder. The directors may, by by-law, prescribe other penalties for a failure to pay the installments that may from time to time become due, but no penalty working a forfeiture of stock, or of the amounts paid thereon, shall be declared as against any estate before distribution shall have been made, or against any stockholder before demand shall have been made for the amount due thereon, either in person, or by a written or printed notice, duly mailed to the proper address of such stockholder at least thirty days prior to the time when such forfeiture is to take effect: *Provided*, that proceeds of said sale, over and above the amount due on said shares, shall be paid to the delinquent stockholder.

“§ 8. Every assignment or transfer of stocks, on which there remains any portion unpaid, shall be recorded in the office of the recorder of deeds of the county within which the principal office is located, and each stockholder shall be liable for the debts of the corporation to the extent of the amount that may be unpaid upon the stock held by him, to be collected in the manner herein provided. No assignor of stocks shall be released from any such indebtedness by reason of any assignment of his stock, but shall remain liable therefor jointly with the assignee until the said stock be fully paid. Whenever any action is brought to recover any indebtedness against the corporation, it shall be competent to proceed against any one or more stockholders at the same time, to the extent of the balance unpaid by such stockholders upon the stock owned by them, respectively, whether called in or not, as in cases of garnishment. Every assignee or transferee of stock shall be liable to the company for the amount unpaid thereon, to the extent and in the same manner as if he had been the original subscriber.

“§ 9. The General Assembly shall, at all times, have power to prescribe such regulations and provisions as it may deem advisable, which regulations and provisions shall be binding on any and all corporations formed under the provisions of this act: *And, provided, further*, that this act shall not be held to revive or extend any private charter or law heretofore granted or passed concerning any corporation.

“§ 10. All corporations, organized under this law, whose powers may have expired by limitation or otherwise, shall continue their corporate capacity during the term of two years, for the purpose only of collecting the debts due said corporation, and selling and conveying the property and effects thereof.

"§ 11. Such corporations shall use their respective names for the purposes aforesaid, and shall be capable of prosecuting and defending all suits in law or equity.

"§ 12. The dissolution, for any cause whatever, of any corporation created as aforesaid, shall not take away or impair any remedy given against such corporation, its stockholders or officers, for any liabilities incurred previous to its dissolution.

"§ 13. It shall be the duty of the directors or trustees of every stock corporation to cause to be kept at its principal office or place of business in this State, correct books of account of all its business, and every stockholder in such corporation shall have the right at all reasonable times, by himself or by his attorney, to examine the records and books of account of the corporation.

"§ 14. A failure to elect directors, trustees, or officers in lieu of trustees, on the day named and designated in the by-laws, or on the day for which notice was given for election, shall not have the effect of dissolving the corporation; but such election may be held at any time after proper notice.

"§ 15. All assessments or installments of the stock of any stock corporation shall be levied by the directors in accordance with the provisions of the by-laws, but any assessment or installment required to be paid shall be levied pro rata upon all the shares of such stock.

"§ 16. If the indebtedness of any stock corporation shall exceed the amount of its capital stock, the directors and officers of such corporation, assenting thereto, shall be personally and individually liable for such excess, to the creditors of such corporation.

"§ 17. The president, secretary or treasurer of every stock corporation shall annually, within twenty days from the first day of December, make a statement in writing, setting forth a description of all real estate to which title was acquired in securing any debt or liability due such corporation, together with the time of acquiring title thereto; which statement shall be verified by the oath or affirmation of such president, secretary or treasurer, and be recorded in the office of the recorder of the county, and filed in the office of the Secretary of State.

"§ 18. If any person or persons being, or pretending to be, an officer or agent, or board of directors, of any stock corporation or pretended stock corporation, shall assume to exercise corporate powers, or use the name of any such corporation or pretended corporation, without complying with the provisions of this act, before all stock named in the articles of incorporation shall be subscribed in good faith, then they shall be jointly and severally liable for all debts and liabilities made by them and contracted in the name of such corporation or pretended corporation.

"§ 19. If the directors or other officers or agents of any stock corporation shall declare and pay any dividend when such corporation is insolvent, or any dividend the payment of which would render it insolvent, or which would diminish the amount of its capital stock, all directors, officers or agents assenting thereto, shall be jointly and severally liable for all the debts of such corporation then exist-

ing, and for all that shall thereafter be contracted, while they shall respectively continue in office.

“§ 20. The by-laws of every corporation shall provide for the calling of meetings of the directors, trustees or other officers corresponding to trustees; and when all such officers shall be present at any meeting, however called or notified, or shall sign a written consent thereto on the record of such meeting, the acts of such meeting shall be as valid as if legally called and notified: *Provided*, that the action of any meeting held beyond the limits of this State shall be void, unless such meeting was authorized or its acts ratified by a vote of two-thirds of the directors, trustees or officers corresponding to trustees, at a regular meeting.

“§ 21. If any certified report or statement made, or public notice given, by the officers of any corporation shall be false in any material representation, all the officers who shall have signed the same, knowing it to be false, shall be jointly and severally liable for all damages arising therefrom.

“§ 22. The stockholders of any stock corporation owning two-thirds of the stock in such corporation, upon which all assessments have been fully paid up, may call a meeting of the stockholders of such corporation, by signing a call therefor, with their proper names, stating the number of shares held by each, and filing the same with the president or secretary of such corporation, and publishing the same in a newspaper in this State where the principal office of such corporation is kept, and at the seat of government, for three successive weeks prior to the time fixed for holding such meeting, and mailing a copy thereof to each of the directors of said corporation at his usual place of abode. And the secretary of such corporation shall enter such call upon the records thereof, and the fact of such publication, and mailing such notice, giving the name of such paper, with the dates and places of publication, which shall be *prima facie* evidence thereof.

“§ 23. No person holding stock in any corporation as executor, administrator, conservator, guardian or trustee, and no person holding such stock as collateral security, shall be personally subject to any liability as stockholder of such corporation; but the person pledging such stock shall be considered as holding the same, and shall be liable as a stockholder accordingly, and the estate and funds in the hands of such executor, administrator, conservator, guardian or trustee shall be liable in like manner and to the same extent as the testator or intestate, or the ward or person interested in such trust fund, would have been if he had been living and had been competent to act, and held the stock in his own name.

“§ 24. Every executor, administrator, conservator, guardian or trustee shall represent the stock in his hands at all meetings of any stock corporation, and may vote accordingly as a stockholder, and every person who shall pledge his stock may, nevertheless, represent the same at all meetings, and may vote accordingly, as a stockholder.

“§ 25. If any corporation, or its authorized agents, shall do or refrain from doing any act which shall subject it to a forfeiture of its charter or corporate powers, or shall allow any execution or decree of

any court of record for a payment of money, after demand made by the officer, to be returned "no property found," or to remain unsatisfied for not less than ten days after such demand, or shall dissolve or cease doing business, leaving debts unpaid, suits in equity may be brought against all persons who were stockholders at the time, or liable in any way for the debts of the corporation, by joining the corporation in such suit; and each stockholder may be required to pay his pro rata share of such debts or liabilities to the extent of the unpaid portion of his stock, after exhausting the assets of such corporation; and if any stockholder shall not have property enough to satisfy his portion of such debts or liabilities, then the amount shall be divided equally among all the remaining solvent stockholders; and courts of equity shall have full power, on good cause shown, to dissolve or close up the business of any corporation; to appoint a receiver therefor, who shall have authority by the name of the receiver of such corporation (giving the name) to sue in all courts and do all things necessary to closing up its affairs as commanded by the decree of such court.

"§ 26. Foreign corporations, and the officers and agents thereof doing business in this State, shall be subjected to all the liabilities, restrictions and duties that are or may be imposed upon corporations of like character organized under the general laws of this State, and shall have no other or greater powers. And no foreign or domestic corporation established or maintained in any way for the pecuniary profit of its stockholders or members, shall purchase or hold real estate in this State, except as provided for in this act.

"§ 27. The certified copy of any articles of incorporation and changes thereof, together with all indorsements thereon, under the great seal of the State of Illinois, shall be taken and received in all courts and places as prima facie evidence of the facts therein stated.

"§ 28. Nothing in this act shall be construed to allow the construction or operation of any street railroad in any city, town or incorporated village, without the consent of the local authorities thereof.

"§ 29. Societies, corporations and associations (not for pecuniary profit) may be formed as hereinafter provided. Any three or more persons, citizens of the United States, who shall desire to associate themselves for any lawful purpose, other than for pecuniary profit, may make, sign and acknowledge, before any officer authorized to take acknowledgments of deeds in this State, and file in the office of the Secretary of State, a certificate in writing, in which shall be stated the name or title by which such corporation, society or association shall be known in law, the particular business and objects for which it is formed, the number of its trustees, directors or managers, and the names of the trustees, directors or managers selected for the first year of its existence.

"§ 30. Upon filing a certificate as aforesaid, the Secretary of State shall thereupon issue a certificate of the organization of the corporation, society or association, making a part thereof a copy of all papers filed in his office in and about the organization thereof, and duly authenticated under his hand and seal of State; and the same shall be recorded in a book for that purpose, in the office of the recorder of

deeds of the county in which the principal place of business of such corporation, society or association is located. Upon complying with the foregoing conditions, the corporation, society or association shall be deemed fully organized, and may proceed to business: *Provided*, the Secretary of State shall not issue a certificate of organization to any corporation, society or association under the name of any then existing.

“§ 31. Corporations, associations and societies not for pecuniary profit, formed under this act, shall be bodies corporate and politic, by the name stated in such certificate; and by that name they and their successors shall and may have succession, and shall be persons in law, capable of suing and being sued; may have power to make and enforce contracts in relation to the legitimate business of their corporation, society or association; may have and use a common seal, and may change or alter the same at pleasure. And they and their successors, by their corporate name, shall in law be capable of taking, purchasing, holding and disposing of real and personal estate, for purposes of their organization; may make by-laws, not inconsistent with the Constitution and laws of this State or of the United States—in which by-laws shall be described the duties of all officers of the corporation, society or association, and the qualifications of members thereof.

“§ 32. Corporations, associations and societies (not for pecuniary profit) formed under the provisions of this act, shall elect trustees, directors or managers from the members thereof, at such times and places and for such period as may be provided for by the by-laws, who shall have the control and management of the affairs and funds of the corporation, society or association. Said trustees, managers or directors may, upon consent of the corporation, society or association, expressed by the vote of a majority of the members thereof, borrow money, to be used solely for purposes of their organization, and may pledge their property therefor. Whenever trustees, managers or directors shall be elected, a certificate, under the seal of the corporation, giving the names of those elected and the term of their office, shall be recorded in the office of the recorder of deeds where the certificate of organization is recorded. Vacancies in the board of trustees, directors or managers shall be filled in the manner provided by their by-laws, and upon filling any vacancy a like certificate shall be recorded.

“§ 33. No dividend or distribution of the property of such corporation, society or association shall be made until all debts are fully paid, and then only upon its final dissolution and surrender of organization and name; nor shall any distribution be made except by a vote of a majority of the members. When a distribution of any of their property is contemplated, the trustees, directors or managers shall file a statement, under oath, in the office of the recorder of deeds in the county where their business office is located, that all debts of the corporation, society or association are paid. And in case a distribution shall be made before filing such statement under oath, or if such statement shall be willfully false, said trustees, directors or managers shall be, jointly and severally, liable for the debts of such corporation, society or association. When a final dissolution of any corporation,

society or association, organized by virtue of this act, has been agreed upon, the trustees, directors or managers shall file, in the office of the Secretary of State, a certificate thereof, under seal of the corporation; and upon the filing of said certificate, such organization shall cease to exist.

"§ 34. Any such corporation, society or association may change its articles of association, in the manner prescribed by their own rules; but no such change shall be of legal effect, until a certificate thereof, under seal of such corporation, society or association, shall be filed in the office of the Secretary of State, and recorded in the office of the recorder of deeds in which the original certificate was recorded.

"§ 35. The foregoing provisions shall not apply to any religious corporations, but any church, congregation or society formed for the purpose of religious worship, may become incorporated in the manner following, to-wit: by electing or appointing, according to its usages or customs, at any meeting held for that purpose, two or more of its members as trustees, wardens and vestrymen, (or such other officers whose powers and duties are similar to those of trustees, as shall be agreeable to the usages and customs, rules or regulations of such congregation, church or society,) and may adopt a corporate name; and upon the filing of the affidavit, as hereinafter provided, it shall be and remain a body politic and corporate, by the name so adopted.

"§ 36. The chairman or secretary of such meeting shall, as soon as may be after such meeting, make and file in the office of the recorder of deeds in the county in which such congregation, church or society is organized (which shall be recorded by such recorder), an affidavit substantially in the following form:

STATE OF ILLINOIS, }
 COUNTY, } ss.

I, ..., do solemnly swear, or affirm as the case may be, that at a meeting of the members of the [here insert the name of the church, society or congregation, as known before incorporation], held at [here insert place of meeting], in the county of, and State of Illinois, on the day of, A. D. 18.., for that purpose, the following persons were elected (or appointed) [here insert their names] trustees, (or wardens, vestrymen or officers by whatever name they choose to adopt, with powers and duties similar to trustees,) according to the rules and usages of such (church, society or congregation.) And said (church, society or congregation) adopted as its corporate name [here insert the name.] And at said meeting this affiant acted as (chairman or secretary, as the case may be)

(name of affiant.)

Subscribed and sworn to before me this day of, A. D. 18..

Such affidavit, or a copy thereof, duly certified by the recorder, shall be received as evidence of the due incorporation of such congregation, church or society.

"§ 37. The term of office of the trustees of any such corporation may be determined by the rules or by-laws of the congregation, church or society.

"§ 38. A failure to elect trustees at any time shall not work a dissolution of such corporation, but the trustees last elected shall be considered as in office until their successors are elected.

"§ 39. All elections of trustees after the first, and elections to fill vacancies, may be called and conducted upon such notice and in such manner as may be provided by the rules, usages or by-laws of the congregation, church or society, but the qualification and number of

the trustees shall at all times be the same as required in the 35th section of this act. No certificate of election, after the first, need be filed for record.

"§ 40. A trustee may be removed from office by an election, called and conducted in like manner as elections for trustees, or his office declared vacant for a failure to act, immoral conduct, or for an abandonment of the faith of the congregation, church or society.

"§ 41. Upon the incorporation of any congregation, church or society, all real and personal property held by any person or trustees for the use of the members thereof, shall immediately vest in such corporation and be subject to its control, and may be used, mortgaged, sold and conveyed the same as if it had been conveyed to such corporation by deed; but no such conveyance or mortgage shall be made so as to affect or destroy the intent or effect of any grant, devise or donation, that may be made to such person or trustee for the use of such congregation, church or society.

"§ 42. Any corporation that may be formed for religious purposes under this act, or under any law of this State for the incorporation of religious societies, may receive, by gift, devise or purchase, land, not exceeding in quantity (including that already held by such corporation) ten acres, and may erect or build thereon such houses, buildings or other improvements as it may deem necessary for the convenience and comfort of such congregation, church or society, and may lay out and maintain thereon a burying ground; but no such property shall be used except in the manner expressed in the gift, grant or devise, or, if no use or trust is so expressed, except for the benefit of the congregation, church or society for which it was intended.

"§ 43. The trustees shall have the care, custody and control of the real and personal property of the corporation, subject to the direction of the congregation, church or society, and may, when directed by the congregation, church or society, erect houses or buildings, and improvements, and repair and alter the same, and may, when so directed, mortgage, incur, sell and convey any real or personal estate of such corporation, and enter into all lawful contracts in the name of and in behalf of such corporation: *Provided*, that no mortgage, incumbrance, sale or conveyance shall be made of any such estate, so as to defeat or destroy the effect of any gift, grant, devise or bequest which may be made to such corporation; but all such gifts, grants, devises or bequests shall be appropriated and used as directed or intended by the person or persons making the same.

"§ 44. Any congregation, church or society, heretofore incorporated under the provisions of any law for the incorporation of religious societies, may become incorporated under the provisions of this act, relative to religious societies, in the same manner as if it had not previously been incorporated, in which case the new corporation shall be entitled to and invested with all the real and personal estate of the old corporation, in like manner and to the same extent as the old corporation, subject to all the debts, contracts and liabilities. The word trustees wherever used in this act, shall be con-

strued to include wardens and vestrymen, or such other officers as perform the duties of trustees.

"§ 45. Any congregation, church or society, incorporated under this act, may receive by grant, devise or bequest, real estate, not exceeding forty acres, for the purpose of holding camp meetings, and may put such improvements thereon as they may deem for their comfort and convenience. The title to such real estate shall be in such corporation, subject to like conditions as are provided in this act in regard to other real estate held by such corporation.

"§ 46. The trustees or any other persons designated by any such congregation, church or society incorporated under this act, shall have power to publish, print, circulate, sell or give away, such religious, Sabbath school and missionary tracts, periodicals or books as they may deem necessary to the promotion of religion and morality.

"§ 47. This act is subject to any limitation or modification which may be hereafter enacted by general law as to the amount of real estate and personal property to be held by the corporations respectively provided for herein for religious purposes.

"§ 48. No corporation, association or society for any purpose authorized by this act shall be formed under any other act.

"§ 49. All acts or parts of acts in conflict with the provisions of this act are hereby repealed: *Provided*, that the repeal of said acts shall not affect any corporations existing under any such acts, or any rights or liabilities that may have accrued when this act shall take effect; but such rights and liabilities shall remain as though this act had not been passed."

Amend the title so as to read as follows: "A bill for an act concerning corporations."

All of which is respectfully submitted.

J. McNULTA,

Chairman Senate Committee.

JOHN H. DANIELS,

Chairman House Committee.

The Senate concurred in the report of the committee of conference, and adopted the amendments therein set forth, by the following vote: Yeas, 26; Nays, 4:

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Carter,
Crawford,
Daggett,
Dore,
Eddy,

Messrs. Edsall,
Flagg,
Hampton,
Holcomb,
Hunter,
Jewett,
Langley,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Strevell,
Vaughan,
Whiting,
Wilkinson,
Williams.

Those voting in the negative are,

Messrs. Boyd,
Kerr,

Mr. Solomon,

Mr. Sterne.

On motion of Mr. Dore,

House message on House bill, No. 771, for "An act to remedy the evils consequent upon the destruction of any public records by fire or otherwise," was taken up.

The question being on concurring with the House of Representatives in the following amendment to the Senate amendments:

Add to the words "purchased and placed in the recorder's office as aforesaid," in section 9, line 14, the words "or which are admissible in evidence under any of the provisions of this act."

The Senate concurred by the following vote: Yeas, 31; Nays, 0:

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Carter,
Crawford,
Daggett,
Dore,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
Lanning,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Solomon,
Starnes,
Strevell,
Vaughan,
Whiting,
Wilkinson,
Williams.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of Senate amendments to a bill of the following title, to-wit:

House bill, No. 693, for "An act concerning masters in chancery."

And that they have refused to concur with the Senate's substitute for the House amendments to Senate bill, No. 205, for "An act to provide for the exercise of the right of eminent domain."

Mr. Crawford entered a motion to reconsider the vote whereby the Senate concurred in the amendment of the committee of conference to House bill No. 117."

The special order was then taken up, being the House amendments to Senate bill, No. 253, for "An act to provide for annexing and excluding territory to and from cities, towns and villages, and to unite cities, towns and villages."

The question being on concurring with the House in the following House amendments to the bill:

Add the following to section 1:

"*Provided*, that no portion, less than the whole of an incorporated city, town or village, shall be annexed to another incorporated town or village, except in the mode provided in this act for the annexation of the whole of an incorporated city, town or village, to another city, town or village."

Add the following to section 2:

"*Provided, however*, that no such ordinance shall be of any binding force or effect until submitted to a vote of the legal voters of such city, town or village, at a general election thereof, and adopted by a majority of all the voters voting thereon at such election, notice of which shall be given at the same time and in the same manner as required

for the election of the officers of such city, town or village : *And provided, also*, that the vote shall be by ballot, which shall be "for union ordinance," or "against union ordinance," and shall be received, canvassed and returned the same as ballots for municipal officers of such city, town or village."

Add the following to section 3 :

"*Provided*, that nothing in this section contained shall authorize said petition to be filed unless the territory so sought to be annexed (except territory intervening between a city and town, or two or more cities or towns desiring to become united under this act), shall contain an actual resident population of at least one hundred and fifty inhabitants to each section or fractional part of a section, so sought to be annexed—which said fact shall be alleged in said petition and proved on the hearing thereof, the same as any other allegation in said petition."

Section 5. Strike out the words "not residents of the corporation of territory to be annexed," and insert : "(no member of the jury so impaneled shall be resident of the corporation or territory to be annexed, nor of the town or towns in which said corporation or territory may be situated)."

Strike out section 8 and insert :

"§ 8. Whenever a majority of the legal voters of any territory within any city, town or village, and being upon the border and within the boundary thereof, shall petition the circuit court of the county in which such city, town or village is situated, praying to be disconnected therefrom, such petition shall be filed with the clerk of the court at least ten days before the first day of the term at which it is proposed to be heard, and like proceedings shall be had as is required by sections 4, 5 and 6 of the act for the annexation of territory to such city, town or village : *Provided*, that the provisions of this section shall only apply to lands not laid out into city or town lots or blocks."

Add the following section to be numbered section 10 :

"§ 10. All school districts, and other corporations incorporated for school purposes, under special acts of the legislature, desiring to annex or disannex territory, may proceed under the provisions of this act."

Change number of section 10 and make it section 11.

The Senate refused to concur by the following vote : Yeas, 15 ; Nays, 12 :

Those voting in the affirmative are,

Messrs. Allen,
Boyd,
Daggett,
Early,
Eddy,

Messrs. Fuller,
Hunter,
Kerr,
Langley,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Strevell,
Wilkinson.

Those voting in the negative are,

Messrs. Alexander,
Anderson,
Carter,
Crawford,

Messrs. Flagg,
Hampton,
Lanning,
Solomon,

Messrs. Starnes,
Vaughan,
Washburn,
Whiting.

Mr. Carter entered a motion to reconsider the vote whereby the Senate refused to concur in the House amendments to Senate bill No. 253.

Mr. Richardson, from the committee on corporations, to which was referred House bill, No. 783, for "An act for the incorporation of bridge companies," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill
Was read at large a second time, and
Ordered to a third reading.

House bill, No. 829, for "An act to enable cities and villages to contract for a supply of water for public use, and to levy and collect a tax to pay for water so supplied,"

Was taken up and read at large a second time.

Mr. Crawford moved to refer the bill to committee on municipalities; which motion was lost.

The bill was ordered to a third reading.

A message from the Governor, by E. B. Harlan, Private Secretary:

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT,
SPRINGFIELD, April 4, 1872

HON. JOHN DOUGHERTY, *President of the Senate* :

I have the honor to withdraw the name of A. McKeen Dubois, appointed to be trustee of the Illinois Institution for the Education of Feeble Minded Children, and to appoint in his stead William J. Rutledge. In which appointment I respectfully ask the concurrence of the Senate.

JOHN M. PALMER.

Mr. Pierce, from the committee on state charitable institutions, to which was referred the following message from the Governor, reported the same back, without recommendation :

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT,
SPRINGFIELD, February 9, 1872.

HON. JOHN DOUGHERTY, *President of the Senate* :

I have the honor to appoint A. McKeen Dubois, of Macoupin county, to be a trustee *vice* Timothy Souther, deceased, in the Illinois Institution for the Education of Feeble Minded Children. In which appointment I respectfully ask the concurrence of the Senate.

JOHN M. PALMER.

A message from the House of Representatives, by Mr. Hay.

Mr. President : I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of the report of the conference committee on House bill, No. 729, for "An act in regard to liens."

On motion of Mr. Pierce,

House message on Senate bill, No. 205, for "An act to provide for the exercise of the right of eminent domain," was taken up.

Mr. Washburn moved that the Senate recede from its amendments to the amendments of the House of Representatives to the bill.

At 12:24 o'clock P. M., Mr. Kerr moved to adjourn until 3 o'clock P. M.; which motion was lost.

The Senate refused to recede by the following vote: Yeas, 8; Nays, 25:

Those voting in the affirmative are,

Messrs. Bangs,
Dore,
Holcomb,

Messrs. Kerr,
McNulta,
Strevell,

Messrs. Washburn,
Williams.

Those voting in the negative are,

Messrs. Alexander,
Anderson,
Boyd,
Carter,
Crawford,
Daggett,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Hunter,
Jewett,
Lanning,
Nicholson,
Pierce,

Messrs. Reddick,
Solomon,
Starne,
Vaughan,
Voria,
Whiting,
Wilkinson,
Woodard.

On motion of Mr. Fuller,

A committee of conference on Senate bill No. 205 was ordered, to consist of five members on the part of the Senate, and the secretary of the Senate was ordered to inform the House of Representatives thereof, and request a committee of conference on their part.

The President appointed the following as members of said committee on the part of the Senate:

Senators Fuller, Anderson, Pierce, Edsall and Reddick.

On motion of Mr. Strevell,

The motion entered to reconsider the vote whereby House bill No. 447 was lost, was taken up, and the vote was reconsidered.

House bill, No. 447, for "An act to prevent the herding or grazing of cattle or other domestic animals, belonging to citizens of one county, upon the uninclosed lands lying within the limits of another county,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas.....21
Nays.....11

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Bangs,
Carter,
Daggett,
Dore,
Early,

Messrs. Eddy,
Flagg,
Fuller,
Holcomb,
Hunter,
Jewett,
Langley,

Messrs. Nicholson,
Reddick,
Solomon,
Strevell,
Voria,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Boyd,
Crawford,
Edsall,
Hampton,

Messrs. Kerr,
McNulta,
Pierce,
Vaughan,

Messrs. Washburn,
Whiting,
Williams.

Mr. Eddy, from the joint committee on enrolled bills, reports as having been properly enrolled Senate bills of the following titles, to-wit: Senate bill, No. 466, for "An act to amend section seven, of chapter fifty-five, of the Revised Statutes of 1845, entitled 'Jails and Jailers.'"

Senate bill, No. 440, for "An act to grant the use of canals in this State to the use of the inhabitants of the Dominion of Canada upon conditions named."

Senate bill, No. 419, for "An act to provide for the sale of real property escheated to and vested in the State."

Senate bill, No. 191, for "An act requiring the Secretary of State to make a biennial report of the business of his office, and providing for the sale of certain property."

Mr. Eddy, from the joint committee on enrolled bills, reports having laid before the Governor on the 4th day of April, 1872, enrolled bills of the following titles, to-wit :

Senate bill, No. 466, for "An act to amend section seven, of chapter fifty-five, of the Revised Statutes of 1845, entitled 'Jails and Jailers.'"

Senate bill, No. 440, for "An act to grant the use of the canals in this State to the use of the inhabitants of the Dominion of Canada upon conditions named."

Senate bill, No. 419, for "An act to provide for the sale of real property escheated to and vested in the State."

Senate bill, No. 191, for "An act requiring the Secretary of State to make a biennial report of the business of his office, and providing for the sale of certain property."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adopted of the Senate amendments to the following joint resolution, to-wit :

Resolved by the House of Representatives, the Senate concurring herein, That a committee of three on the part of the House and of two on the part of the Senate, be appointed to confer with the proprietors of Perry Springs, located in Pike county, State of Illinois, and ascertain upon what terms said place can be obtained by the State for the use of the inmates of one of the asylums at Jacksonville, and report the same to the Legislature as soon as such information can be obtained.

Amendment made by the Senate and concurred in by the House :

Amend by striking out the preamble, and also by striking out in the 12th and 18th lines, the words "inmates of one of the asylums at Jacksonville," and insert "State locating or relocating if necessary, any of its public charities."

A message from the House of Representatives by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit :

Senate bill, No. 145, for "An act in regard to descent of property," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has refused to concur with them in the adoption of the Senate amendments to House bill, No. 617, for "An act to prohibit the use of common jails by the authorities of cities and towns, as a calaboose or lock-up."

A message from the House of Representatives by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has receded from their amendments to Senate bill, No. 336, for "An act in regard to guardians and wards," in which the Senate had previously refused to adopt.

At 12:47 o'clock P. M., the Senate,

On motion of Mr. Boyd,

Adjourned until 2:30 o'clock P. M.

TWO-THIRTY O'CLOCK P. M.

Senate met, pursuant to adjournment.

On motion of Mr. Nicholson,

A call of the Senate was ordered, when

The following Senators (26) answered to their names:

Messrs. Alexander,
Allen,
Anderson,
Bishop,
Boyd,
Carter,
Crawford,
Dore,
Eddy,

Messrs. Flagg,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Solomon,
Strevell,
Vaughan,
Voris,
Washburn,
Woodard.

On motion of Mr. Nicholson,

The call was dispensed with.

On motion of Mr. Flagg,

The resolution offered yesterday concerning the printing of the school law, was taken up and adopted.

Mr. Fuller, from the committee on conference, on House bill, No. 729, for "An act in regard to liens," made the following report:

The committee of conference have unanimously agreed to the following report:

1st. That section 50 be amended by striking out in the 1st and 2d line, the words "inn or boarding house;" also by striking out in the 4th line, the words "inn or boarding house;" also by striking out all of the section after the word "paid," in the 12th line.

2d. That the Senate will recede from its amendment striking out sections 50 and 51, upon the above amendment being made.

3d. That the House will concur in the Senate amendment to section 5.

A. C. FULLER,

Chairman Senate Committee.

The Senate concurred in the report of the committee of conference by the following vote: Yeas, 29; nays, 1:

Those voting in the affirmative are,

Messrs. Allen,
Anderson,
Bishop,
Boyd,
Carter,

Messrs. Crawford,
Daggett,
Dore,
Eddy,
Flagg,

Messrs. Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,

Messrs. Kerr,
Langley,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Solomon,
Starne,
Strevell,
Vaughan,

Messrs. Voris,
Washburn,
Whiting,
Woodard.

Mr. Alexander voted in the negative.

The bill was passed as amended by report of committee on conference.

A message from the House of Representatives by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

Resolved by the House of Representatives, the Senate concurring herein, That when the two houses of the 27th General Assembly adjourn on the 9th day of April, that they adjourn without day.

In the adoption of which I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of Senate amendments to House bill, No. 710, for "An act to provide for the appointment, qualifications and duties of notaries, and certifying their official acts."

And that they have decided to adhere to the House amendments to Senate bill, No. 255, for "An act to define the seventeenth, twentieth and twenty-seventh judicial circuits, and to fix the times of holding courts therein."

House message on House bill, No. 617, for "An act to prohibit the use of common jails by the authorities of cities and towns as a calaboose or lock-up," was taken up.

The question being, "Will the Senate recede from its amendment to the bill?"

On motion of Mr. Washburn,

The previous question was ordered, and

The Senate receded by the following vote: Yeas, 27; Nays, 6:

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Banga,
Bishop,
Boyd,
Carter,
Daggett,
Dore,

Messrs. Eddy,
Flagg,
Hampton,
Holcomb,
Jewett,
Langley,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Solomon,
Starne,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson.

Those voting in the negative are,

Messrs. Crawford,
Edsall,

Messrs. Hunter,
Kerr,

Messrs. Strevell,
Woodard.

House message on Senate bill, No. 145, for "An act in regard to the descent of property," was taken up.

The question being on concurring with the House of Representatives in the following amendment to the bill:

Amend the 4th clause of section 1, by striking out in 21st and 22d line, the words "have a life estate of one-third of the real estate of the intestate, and shall also;" and also strike out of 23d line, "after the payment of all just debts."

Amend by adding the following section :

"§ 13. The following acts and parts of acts are hereby repealed, to-wit : Sections 13, 14, 46, 47, 51, 52, 53, 54 and 128, of chapter 109 of the Revised Statutes of 1845; an act entitled "An act to amend an act concerning 'Wills,'" approved February 11, 1847; an act entitled "An act concerning the descent of property in this State," approved February 12, 1853; an act entitled "An act to amend an act concerning the descent of real property in this State," approved February 12, 1853, approved February 11, 1857, also all other acts inconsistent with the provisions of this act : *Provided*, that nothing contained in this section shall be so construed as to affect any suits that may be pending, or any rights that have accrued at the time this act shall take effect."

The Senate concurred in the amendments by the following vote:
Yeas, 32; Nays, 0 :

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Boyd,
Carter,
Crawford,
Daggett,
Dore,
Eddy,

Messrs. Edsall,
Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Solomon,
Starnes,
Strevel,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Woodard.

The following House resolution was taken up and adopted :

Resolved by the House of Representatives, the Senate concurring herein, That when the two Houses of this 27th General Assembly adjourn on the 9th day of April, that they adjourn without day.

House message on Senate bill, No. 255, for "An act to define the seventeenth, twentieth and twenty-seventh judicial circuits, and to fix the times of holding courts therein," was taken up.

The question being on receding from the action of the Senate in refusing to adopt the House amendments to the bill,

The Senate receded by the following vote : Yeas, 27; Nays, 6.

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Alexander,
Bangs,
Boyd,
Carter,
Daggett,
Dore,
Early,

Messrs. Eddy,
Edsall,
Flagg,
Fuller,
Jewett,
Kerr,
Langley,
Nicholson,
Pierce,

Messrs. Solomon,
Strevel,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Crawford,

Messrs. Holcomb,
Hunter,

Messrs. Lanning,
Starnes.

The Senate concurred in the House amendments to the bill by the following vote: Yeas, 28; Nays, 6.

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Boyd,
Carter,
Crawford,
Daggett,
Dore,
Early,

Messrs. Eddy,
Edsall,
Flagg,
Fuller,
Hampton,
Jewett,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Solomon,
Strevell,
Vaughan,
Waashburn,
Whiting,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Bishop,
Holcomb,

Messrs. Hunter,
Kerr,

Messrs. Lanning,
Starnes.

A message from the House of Representatives by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has refused to recede from any of the amendments made by the House to a bill of the following title, to-wit:

Senate bill, No. 31, for "An act in regard to mortgages of real and personal property."

A message from the Governor, by E. B. Harlan, Private Secretary:

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed bills of the following titles, to-wit:

Senate bill, No. 456, for "An act to amend an act entitled 'an act to create a department of agriculture in the State of Illinois,' approved April 17, 1871."

Senate bill, No. 446, for "An act to authorize towns to sell and convey real estate."

Senate bill, No. 471, for "An act to repeal certain acts and parts of acts therein named relative to practice."

House bill, No. 828, for "An act to attach the county of Tazewell to the Central Grand Division."

House bill, No. 770, for "An an act to repeal an act entitled 'an act to incorporate the Havana German School Association,' approved March 7, 1867, and an amendment thereto entitled 'an act to amend an act entitled 'an act to incorporate the Havana German School Association,' approved March 11, 1869."

House bill, No. 740, for "An act in relation to statutes at large."

House bill No. 731, for "An act concerning bastardy."

House bill, No. 723, for "An act in regard to elections and to provide for filling vacancies in elective officers."

House bill, No. 604, for "An act to enable associations of persons to become a body corporate, to raise funds, to be loaned only among their members."

Senate bill, No. 440, for "An act to grant the use of canals in this State to the use of the inhabitants of the Dominion of Canada, upon conditions named."

Senate bill, No. 191, for "An act requiring the Secretary of State to make a biennial report of the business of his office, and providing for the sale of certain property."

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

House bill, No. 531, for "An act to amend an act entitled 'an act to legalize assessments of property for State, county and town taxes of the year 1870, and to provide for appeals from judgments for such taxes,' approved June 21, 1871,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 36
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Boyd,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,

Messrs. Edsall,
Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
Lanning,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Solomon,
Starne,
Strevell,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

The bill containing an emergency clause, and having received a two-third vote, was declared passed.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

Mr. Langley called up his motion to reconsider the vote whereby the Senate refused to concur with the House of Representatives in their amendments to the following bill, to-wit:

Senate bill, No. 436, for "An act making appropriations for expenses of the 27th General Assembly and to provide for the ordinary and contingent expenses of the government, not already appropriated."

The motion was adopted and the vote reconsidered.

The question recurring on concurring in the adoption of the amendments,

The Senate concurred by the following vote: { Yeas..... 26
Nays 9

Those voting in the affirmative are,

Messrs. Alexander,
Anderson,
Bangs,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,

Messrs. Flagg,
Fuller,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Strevell,
Vaughan,
Voris,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Allen,
Boyd,
Hampton,

Messrs. Lanning,
Richardson,
Solomon,

Messrs. Starne,
Washburn,
Williams.

Mr. Bishop called up his motion to reconsider the vote whereby House bill No. 598 was lost.

The motion was adopted and the vote reconsidered.

House bill, No. 598, for "An act to establish registration in cities, towns and villages of five thousand inhabitants and upwards, and in townships and election precincts in which there is any portion of any such city, town or village, and in counties having one hundred thousand inhabitants and upwards, and to punish any person for the violation of the same,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas..... 23
Nays..... 9

Those voting in the affirmative are,

Messrs. Anderson,	Messrs. Hampton,	Messrs. Richardson,
Bishop,	Holcomb,	Solomon,
Carter,	Hunter,	Starne,
Crawford,	Langley,	Strevel,
Dore,	Lanning,	Washburn,
Early,	Nicholson,	Wilkinson,
Eddy,	Pierce,	Williams,
Fuller,	Reddick,	

Those voting in the negative are,

Messrs. Alexander,	Messrs. Daggett,	Messrs. Kerr,
Bangs,	Flagg,	Whiting,
Boyd,	Jewett,	Woodard.

On motion of Mr. Anderson,

House bill, No. 813, for "An act authorizing municipal corporations to transfer donations or subscriptions heretofore made from one railroad corporation to another," was taken up.

Mr. Crawford offered the following amendment:

Amend House bill No. 813, by striking out all after the word "made," in line 12, of section 1, to the end of the section, and insert, "until the same has been submitted to a vote of the people in the same manner required by the law authorizing the original subscription, and a majority of the qualified voters of such corporation which voted such subscription shall have determined in favor of the transfer."

The yeas and nays being demanded,

The amendment was lost by the following vote: Yeas, 13; Nays, 16.

Those voting in the affirmative are,

Messrs. Bishop,	Messrs. Langley,	Messrs. Strevel,
Crawford,	Pierce,	Whiting,
Holcomb,	Reddick,	Wilkinson,
Kerr,	Starne,	Woodard.

Those voting in the negative are,

Messrs. Alexander,	Messrs. Early,	Messrs. Lanning,
Allen,	Eddy,	McNulta,
Anderson,	Fuller,	Nicholson,
Carter,	Hampton,	Solomon,
Daggett,	Jewett,	Washburn.
Dore,		

Mr. Crawford offered the following amendment :

Amend House bill, No. 813, by adding to section 1: "*And, provided, further*, that no bonds shall be issued under this act where the subscription was voted prior to July 1, 1869."

The yeas and nays being demanded,

The amendment was lost by the following vote: Yeas, 12; Nays, 17.

Those voting in the affirmative are,

Messrs. Crawford,
Daggett,
Langley,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Strevell,

Messrs. Vaughan,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Allen,
Anderson,
Carter,
Dore,
Early,

Messrs. Eddy,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett

Messrs. Lanning,
McNulta,
Solomon,
Starne,
Washburn.

Mr. Crawford offered the following amendment to the bill :

Amend House bill, No. 813, by striking out the words "donation or" where it occurs in section 1.

The yeas and nays being demanded,

The amendment was lost by the following vote: Yeas, 13; Nays, 17.

Those voting in the affirmative are,

Messrs. Bangs,
Crawford,
Daggett,
Edsall,
Holcomb,

Messrs. Pierce,
Reddick,
Strevell,
Vaughan,

Messrs. Washburn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Allen,
Anderson,
Boyd,
Carter,
Dore,

Messrs. Early,
Eddy,
Flagg,
Fuller,
Hunter,
Jewett,

Messrs. Lanning,
McNulta,
Nicholson,
Solomon,
Starne.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of Senate amendments to bills of the following titles, to-wit:

House bill, No. 760, for "An act in regard to arbitrations and awards."

House bill, No. 825, for "An act to fix the fees of township collectors in counties under township organization having a population of exceeding seventy thousand inhabitants, and to authorize the treasurers of such counties to settle with the township collectors in accordance with the fees herein fixed."

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of Senate amendments to a bill of the following title, viz:

Senate bill, Mo. 263, for "An act to prevent fraudulent and corrupt practices in the making or accepting of official appointments and contracts by public officers."

Also, that the House has acceded to the request of the Senate for a committee of conference on Senate bill, No. 205, for "An act to provide for the exercise of the right of eminent domain," and have appointed on said committee on the part of the House, Messrs. Nelson, Sheldon of Warren, Root, Goodell and Morrison of Monroco.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 98, for "An act concerning jurors," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

Mr. Boyd, from the committee on judiciary, to which was referred House bill, No. 616, for "An act to repeal an act entitled 'an act for the appointment of official reporters, and for the preservation of evidence in certain cases in Cook county, and act amendatory thereto,'" reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the bill Ordered to lie on the table.

Mr. Fuller, from the committee on judiciary, to which was referred House bill, No. 827, for "An act to provide for the sale of unclaimed property by common carriers, warehousemen and inn keepers," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill Was read at large a second time, and Ordered to a third reading.

Mr. Starne offered the following amendment; which was lost Amend by striking out the words "in or through such municipality," in line 6, section 1.

Mr. Crawford offered the following amendment; which was lost:

Amend House bill, No. 813, at end of section 1: "*And, provided further*, that the name of the railroad corporation and a description of its location through the municipality, county or township, and the other conditions upon which the transfer is to be made, shall be stated in the petition asking for such transfer, and no bonds contemplated to be issued under the provisions of this act shall be valid unless issued in compliance with this proviso and the conditions contained in said petition."

The rules were suspended, and

House bill, No. 813, for "An act authorizing municipal corporations to transfer donations or subscriptions heretofore made, from one railroad corporation to another,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the negative, as follows: { Yeas..... 19
Nays..... 13

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Rangs,
Boyd,
Carter,
Dore,

Messrs. Early,
Eddy,
Flagg,
Fuller,
Hampton,
Holcomb,

Messrs. Hunter,
Jewett,
McNulta,
Solomon,
Vaughan,
Washburn.

Those voting in the negative are,

Messrs. Bishop,
Crawford,
Daggett,
Edsall,
Lanning,

Messrs. Nicholson,
Pierce,
Reddick,
Starne,

Messrs. Voris,
Whiting,
Wilkinson,
Woodard.

On motion of Mr. Vaughan,

The rules were suspended and the following resolution was adopted :

Resolved by the Senate, the House of Representatives concurring herein, That the Secretary of State is hereby authorized and directed to cause to be printed, ten thousand copies of the road law passed by this General Assembly, for the use of the commissioners of highways, and that he distribute the same among the county clerks of the State, in proportion to the number of Congressional townships in each county.

On motion of Mr. Fuller,

The rules were suspended and the following resolution was adopted :

Resolved, That the Secretary of the Senate, and such assistants as he may deem necessary, be allowed thirty days' extra time after the adjournment *sine die*, at the same *per diem* as now allowed by law, in which to carefully revise, correct and prepare for publication the journals of the Senate, and to close up and turn over all papers, &c., to the Secretary of State; and the President of the Senate is hereby directed to certify to said time to the Auditor, who shall issue warrants on the Treasurer for said pay for said extra time for said Secretary and his assistants.

On motion of Mr. Flagg,

The rules were suspended and the following resolution was adopted :

Resolved, That the First and Second Assistant Sergeant-at-Arms be retained for the period of ten days for the purpose of giving their time to returning and making over to the Secretary of State the furniture and other State property now in their charge; and that the President of the Senate is hereby directed to certify said time to the Auditor.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of bills of the following titles, to-wit:

Senate bill, No. 177, for "An act to amend chapter 30 of the Revised Statutes of 1845, entitled 'Criminal Jurisprudence,' so as to prevent misfeasance in officers in charging or receiving illegal fees, and in giving or offering to give or receive a bribe," with amendments thereto.

Senate bill, No. 229, for "An act to increase the jurisdiction of county courts," with an amendment.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am instructed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

WHEREAS, the subject of prison reform, and prevention and repression of crime, is now being considered and discussed in all civilized countries; and

whereas, a National Prison Association has been organized in the United States, the objects of which are the amelioration of the criminal law, the improvement of the penal and reformatory institutions of the country, and an earnest study of the means and appliances best suited to save discharged prisoners from a relapse; and whereas, said association, with a view to better advance and accomplish its objects, recommended the holding of an International Congress, and to effect this object the Rev. E. O. Wines, D. D., was appointed by a resolution of Congress a commissioner to visit Europe to arrange for the time and place of holding such Congress; and whereas, at a public meeting held in the city of New York, January 26, 1872, after hearing the report of the commissioner, it was definitely agreed to open said International Congress in the city of London, on the 3d day of July, 1872; and whereas, at the said meeting, held in the city of New York, it was

Resolved, That such a Congress, representing as we have reason to believe it will, all nations of the civilized world, will be able to perform a service of signal importance to the cause for which it is convoked, and that it is our hope that every State in this Union will take part in its deliberations by official delegates, so that all parts of our country may profit by its discussions, and by personal conference with philanthropists and men of practical administrative experience of other nationalities;" therefore,

Resolved by the House of Representatives, the Senate concurring herein, That the Governor is hereby requested to appoint one or more delegates to attend said International Congress, said delegate or delegates to make a report of the proceedings of said Congress to the Governor on or before January 1, 1873: *Provided*, That no appropriation by the State shall be made as a compensation to said delegate or delegates.

In the adoption of which I am instructed to ask the concurrence of the Senate.

On motion of Mr. Pierce,

The rules were suspended and the following resolution was adopted:

Resolved, That N. B. Ames, policeman of the Senate, be retained for a period not exceeding five (5) days, to forward to the members daily their mail.

The following resolution was taken up:

Resolved by the Senate, the House of Representatives concurring herein, That the Secretary of State be and he is hereby instructed to fit up an office in the room lately occupied by the State Auditor, for the use of the Board of Railroad and Warehouse Commissioners.

Mr. Holcomb offered the following amendment; which was lost:

Provided, the railroad and warehouse commissioners will pay twenty-five dollars per month rent therefor.

The resolution was then adopted.

The following resolution was taken up:

Resolved by the Senate, the House of Representatives concurring herein, That the commissioners appointed to revise and re-write the general statutes of this State report by appropriate bills to the next General Assembly so much of their revision as shall not have been acted upon at this session, and that on the application of said commissioners the Secretary of State cause five hundred copies of each of the bills so to be reported to be printed for the use of said General Assembly, in like form as is provided by law for the printing of the bills of the General Assembly, the cost of such printing to be paid out of the money appropriated for printing.

The question being on the adoption of the resolution,

And the yeas and nays being demanded,

It was decided in the negative, as follows:

{ Yeas.....	4
{ Nays.....	25

Those voting in the affirmative are,

Messrs. Flagg,
Strevell,

Mr. Whiting,

Mr. Woodard.

Those voting in the negative are,

Messrs. Allen,
Bangs,
Bishop,
Boyd,
Carter,
Crawford,
Daggett,
Dore,
Eddy,

Messrs. Edsall,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Nicholson,
Pierce,

Messrs. Reddick,
Solomon,
Starne,
Vaughan,
Voris,
Washburn,
Wilkinson,
Williams.

So the resolution was lost.

Mr. Carter called up the motion entered this morning to reconsider the vote whereby the Senate refused to concur in the House amendments to Senate bill, No. 253, for "An act to provide for annexing and excluding territory to and from cities, towns and villages, and to unite cities, towns and villages."

The motion was adopted, and the vote reconsidered.

And the question being: "Will the Senate concur in the amendments of the House of Representatives to the bill?"

The Senate concurred by the following vote: Yeas, 30; nays, 2.

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Bishop,
Boyd,
Carter,
Crawford,
Daggett,
Dore,
Early,

Messrs. Eddy,
Edsall,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
McNulta,

Messrs. Nicholson,
Reddick,
Richardson,
Solomon,
Strevell,
Vaughan,
Whiting,
Wilkinson,
Williams,
Woodard.

Messrs. Lanning and Starne voted in the negative.

On motion of Mr. Bishop,
House message on Senate bill No. 229 was taken up, to-wit: "A bill for an act to increase the jurisdiction of county courts."

The question being on concurring in the adoption of the following amendment of the House of Representatives:

Amend section 1 by striking out the word "exclusive," in the 9th line, and inserting in lieu thereof the word "concurrent."

The Senate concurred by the following vote: Yeas, 30; nays, 5:

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Bishop,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,

Messrs. Edsall,
Flagg,
Hampton,
Holcomb,
Jewett,
Kerr,
Langley,
Lanning,
McNulta,
Nicholson,

Messrs. Richardson,
Solomon,
Starne,
Strevell,
Vaughan,
Voris,
Washburn,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Boyd,
Fuller,

Messrs. Hunter,
Reddick,

Mr. Whiting.

House message on Senate bill, No. 177, for "An act to punish officers for charging, collecting or receiving illegal fees," was taken up.

The question then being on concurring in the adoption of the House amendments to the bill:

Amend by striking out, in the 10th line, the words "in the name of," and insert in lieu thereof the words, "in an action of debt, in the name of the People of the State of Illinois." Also, amend the title by adding thereto the words, "and to repeal all special laws now in force concerning fees."

The Senate concurred by the following vote: { Yeas.....34
 { Nays..... 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Anderson,
Bangs,
Bishop,
Boyd,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,

Messrs. Edsall,
Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Langley,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Richardson,
Solomon,
Starna,
Strevell,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson.

House message on Senate bill, No. 98, for "An act concerning jurors," was taken up.

The question being, "Will the Senate concur in the adoption of the following amendments of the House of Representatives to the bill?"

In section 1, line 2, strike out "county clerk" and insert "county board." Line 5, strike out the words "and furnish to such board." Line 6, after the word "townships" insert "or precincts."

In section 2, line 8, after the word "township" insert "or precinct." Line 9, before the word "inhabitants" insert the word "male," and after the word "township" in same line, insert the words "or precinct."

In section 4, line 4, strike out the words "its session" and insert "their term of office." Line 5, after word "postmasters" insert "mail carriers." Line 7, strike out "and firemen" and insert "mayor of cities, policemen, and members of a fire department."

Add at end of section 6, the following: "The clerk of circuit court and courts of record in any county shall furnish the county clerk a list of all persons who have served on juries within a year."

In section 8, line 3, after word "clerk" insert "after the box containing said names has been well shaken by the county clerk."

In section 14, line 7, after the word "jurymen" insert "shall be deemed guilty of a contempt of court, and be fined not exceeding twenty dollars, and." Line 8, after the word "juror" insert "for that term." Also, add to end of same section, the following: "Any attorney or party to pending suit seeking positions for jurors shall be deemed guilty of a contempt of court, and be fined not exceeding one hundred dollars, and the person for whom the position is sought shall be disqualified to serve as a juror, and this fact shall be ground for challenge."

In section 15, line 5, after the word "juror" insert "or that he is a party to a suit pending for trial in that court at that time." Also, add to end of same section, the following: "*Provided*, if a person has served on a jury in a court of record within one year, he shall be exempt from again serving during such year unless he waives such exemption."

The Senate concurred in the adoption of the House amendments by the following vote: Yeas, 26; Nays, 0:

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Boyd,
Carter,
Crawford,
Dore,
Early,
Edsall,
Nicholson,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Solomon,
Strevell,
Vaughan,
Voris,
Whiting,
Woodard.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill No. 478, for "An act to repeal all laws in conflict with the act relative to fees and salaries passed at the present session of this General Assembly, or relating to the fees or salaries of the officers named in said act, except as therein specified."

And that they have failed to concur with the Senate in the passage of a bill of the following title, to-wit:

Senate bill, No. 374, for "An act to make an appropriation to construct and complete the Southern Insane Asylum at Anna, and for furnishing the same."

House message on Senate bill, No. 31, for "An act in regard to mortgages of real and personal property," was taken up.

The question being, "Will the Senate adhere to or recede from its action in not concurring in the amendments of the House of Representatives?"

Mr. Fuller moved that the Senate insist on its former action.

On motion of Mr. Reddick,

The previous question was ordered.

The Senate insisted by the following vote: Yeas, 20; Nays, 10:

Those voting in the affirmative are,

Messrs. Bishop,
Crawford,
Daggett,
Early,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Hunter,
Kerr,
Nicholson,
Reddick,
Solomon,
Starne,

Messrs. Strevell,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Bangs,
Boyd,
Carter.

Messrs. Dore,
Holcomb,
Jewett,

Messrs. Lanning,
Pierce,
Voris.

Mr. Daggett entered a motion to reconsider the vote whereby House bill No. 813, was lost.

House bill, No. 734, for "An act to make appropriations to pay certain expenses of the State government for which no appropriation has heretofore been made,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 29
Nays 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Bishop,
Boyd,
Carter,
Crawford,
Daggett,
Early,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Nicholson,
Pierce,
Reddick,

Messrs. Solomon,
Starne,
Strevel,
Vaughan,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

On motion of Mr. Bishop,

A committee of conference was ordered on Senate bill No. 31, and the President appointed as such committee, Senators Bishop, Edsall, Reddick, Washburn and Early.

House bill, No. 59, for "An act to repeal an act entitled 'an act to incorporate the St. Olair Savings and Insurance Company,' approved March 29, 1869,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 27
Nays 1

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Boyd,
Carter,
Daggett,
Dore,
Early,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Lanning,
McNulta,

Messrs. Nicholson,
Reddick,
Richardson,
Solomon,
Vaughan,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Pierce voted in the negative.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

By unanimous consent,

Mr. Crawford withdrew his motion to reconsider the vote adopting the report of the committee of conference on House bill, No. 117, for "An act to provide for the organization and government of corporations for pecuniary profit."

On motion of Mr. Pierce,

The nomination sent in from the Governor of William J. Rutledge, for trustee of the Institution for the Education of Feeble Minded Children, was taken up.

The Senate advised and consented to the nomination by the following vote: Yeas, 31; Nays, 0:

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Boyd,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
McNulta,
Nicholson,
Pierce,

Messrs. Reddick,
Richardson,
Solomon,
Strevell,
Vaughan,
Voris,
Washburn,
Whiting,
Wilkinson,
Woodard.

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title have been correctly enrolled, to-wit:

House bill, No. 693, for "An act concerning masters in chancery."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and on the 4th day of April, 1872, laid before the Governor, for his approval, viz:

House bill, No. 693, for "An act concerning masters in chancery."

The Senate, at 6:30 o'clock P. M.,

On motion of Mr. Kerr,

Adjourned until 7:30 o'clock P. M.

SEVEN-THIRTY O'CLOCK P. M.

Senate met, pursuant to adjournment.

House bill, No. 730, for "An act concerning insolvent debtors,"

Was taken up, read at large a second time, and

Ordered to a third reading.

House bill, No. 759, for "An act in regard to the rate of interest,"

Was taken up, read at large a second time, and

Ordered to a third reading.

House bill, No. 676, for "An act in regard to forcible entry and detainer,"

Was taken up, read at large a second time, and

Ordered to a third reading.

On motion of Mr. Fuller,

The vote by which House bill No. 616 was laid on the table indefinitely, was reconsidered, and the motion to lay on the table, was lost, and House bill, No. 616, for "An act to repeal an act entitled 'an act

for the appointment of official reporters, and for the preservation of evidence in certain cases in Cook county,' and an act amendatory thereto,"

Was taken up, read at large a second time, and

Ordered to a third reading.

Mr. Flagg, from committee on education, reported back certain petitions; which were laid on the table.

Mr. Pierce, from the committee on state charitable institutions, to which was referred House bill, No. 806, for "An act to provide for the care and custody of persons who have been pronounced incurably insane," reported the same back, and recommended it lie on table.

The report of the committee was concurred in, and the bill

Ordered to lie on the table.

Mr. Pierce, from the committee on state charitable institutions, to which was referred Senate bill, No. 55, for "An act to establish the Illinois Hospital for Inebriates," reported the same back, and recommended it lie on table.

The report of the committee was concurred in, and the bill

Ordered to lie on the table.

Mr. Pierce, from the committee on penal institutions, to which was referred Senate bill, No. 445, for "An act to abolish the office of penitentiary commissioners," reported the same back, and recommended it lie on table.

The report of the committee was concurred in, and the bill

Ordered to lie on the table.

Mr. Pierce, from the special committee, to which was referred Senate bill, No. 67, for "An act to promote the science of medicine and surgery," reported the same back, and recommended it lie on table.

The report of the committee was concurred in, and the bill

Ordered to lie on the table.

Mr. Fuller, from the committee on judiciary, to which was referred Senate bill, No. 808, for "An act for the appointment of short-hand reporters in courts of record, and to regulate the taking of testimony," reported the same back, and recommended it lie on table.

The report of the committee was concurred in, and the bill

Ordered to lie on the table.

Mr. Fuller, from the committee on judiciary, to which was referred Senate bill, No. 367, for "An act to punish embezzlement by agents and bailees," reported the same back, and recommended it lie on table.

The report of the committee was concurred in, and the bill

Ordered to lie on the table.

Mr. Fuller, from the committee on judiciary, to which was referred Senate bill, No. 452, for "An act providing for the payment of persons for the pursuit and capture of murderers, horse thieves and burglars," reported the same back, and recommended it lie on table.

The report of the committee was concurred in, and the bill

Ordered to lie on the table.

Mr. Fuller, from the committee on judiciary, to which was referred a resolution on the use of United States troops in the city of Chicago, reported the same back, and recommended it lie on table.

The report of the committee was concurred in, and the resolution Ordered to lie on the table.

Mr. Bishop, from the committee on judiciary, to which was referred Senate bill, No. 422, for "An act to extend the jurisdiction of justices of the peace and police magistrates," reported the same back, without recommendation.

Ordered to lie on the table.

On motion of Mr. Fuller,

The vote whereby the Senate refused to concur in the House amendments to Senate bill, No. 108, for "An act for the relief of Augustus Bauer, Asher Carter and William O. Deakman," was reconsidered, and the bill placed on file.

Mr. Hampton, from the committee on domestic relations, reported back sundry petitions, which were ordered to lie on table.

Mr. Hampton, from the committee on domestic relations, to which was referred Senate bill, No. 472, for "An act to provide for vaccination in the public schools of this State, and to prevent the spread of small-pox therein," reported the same back, and recommended it lie on table.

The report of the committee was concurred in, and the bill Ordered to lie on the table.

Mr. Wilkinson, from the committee on counties and township organization, to which was referred Senate bill, No. 465, for "An act to provide a mode of representation in the board of supervisors," reported the same back, and recommended it lie on table.

The report of the committee was concurred in, and the bill Ordered to lie on the table.

Mr. Early, from the committee on insurance, to which was referred House bill, No. 662, for "An act to enable life, fire, marine, and fire and marine insurance companies to retire from business, and to withdraw securities," reported the same back, and recommended it lie on table.

The report of the committee was concurred in, and the bill Ordered to lie on the table.

Mr. Early, from the committee on insurance, to which was referred House bill, No. 222, for "An act to repeal section 7, of an act entitled 'an act to organize and regulate the business of life insurance,' approved March 26, 1869," reported the same back, and recommended it lie on table.

The report of the committee was concurred in, and the bill Ordered to lie on the table.

Mr. Early, from the committee on insurance, reported back sundry petitions; which were ordered to lie on table.

Mr. Kerr, from committee on elections, reported back Senate bill, No. 804, for "An act relating to elections," and recommended it lie on table.

The report of the committee was concurred in, and the bill Ordered to lie on the table.

At 8:08 o'clock P. M.,

On motion of Mr. Nicholson,
The Senate adjourned.

FRIDAY, APRIL 5, 1872.

Senate met, pursuant to adjournment.

The journal of yesterday was being read, when,

On motion of Mr. Pierce,

The further reading of the same was dispensed with.

The roll of the Senate was then called, when

The following Senators (26) answered to their names:

Messrs. Allen,	Messrs. Fuller,	Messrs. Reddick,
Bangs,	Hampton,	Solomon,
Carter,	Holcomb,	Starne,
Crawford,	Hunter,	Strevell,
Daggett,	Jewett,	Voris,
Dore,	Kerr,	Whiting,
Early,	Lanning,	Wilkinson,
Eddy,	McNulta,	Woodard,
Flagg,	Pierce,	

House message on Senate bill, No. 108, for "An act for the relief of Augustus Bauer, Asher Carter and William C. Deakman," was taken up.

The question being, "Will the Senate concur in the adoption of the amendment of the House of Representatives to the bill?"

The Senate concurred by the following vote: { Yeas.....26
Nays..... 0

Those voting in the affirmative are,

Messrs. Allen,	Messrs. Hampton,	Messrs. Richardson,
Bangs,	Holcomb,	Solomon,
Carter,	Hunter,	Starne,
Crawford,	Jewett,	Strevell,
Daggett,	Kerr,	Voris,
Early,	Lanning,	Whiting,
Eddy,	McNulta,	Wilkinson,
Flagg,	Pierce,	Woodard,
Fuller,	Reddick,	

House bill, No. 798, for "An act to prevent injury to persons or property at railroad junctions or crossings,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 27
Nays 1

Those voting in the affirmative are,

Messrs. Allen,
Bangs,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Kerr,
Lanning,
McNulta,
Pierce,

Messrs. Reddick,
Richardson,
Solomon,
Starne,
Strevel,
Voris,
Whiting,
Wilkinson,
Woodard.

Mr. Jewett voted in the negative.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

House bill, No. 676, for "An act in regard to forcible entry and detainer,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 28
Nays..... 0

Those voting in the affirmative are,

Messrs. Allen,
Bangs,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Lanning,
McNulta,
Pierce,
Reddick,

Messrs. Richardson,
Solomon,
Starne,
Strevel,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

House bill, No. 730, for "An act concerning insolvent debtors,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas..... 28
Nays..... 0

Those voting in the affirmative are,

Messrs. Allen,
Bangs,
Carter,
Crawford,
Daggett,
Early,
Eddy,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Lanning,
McNulta,
Pierce,
Reddick,

Messrs. Richardson,
Solomon,
Starne,
Strevel,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

House bill, No. 829, for "An act to enable cities and villages to contract for a supply of water, and to levy and collect a tax to pay for water so supplied,"

Having been printed, was read at large a third time.

And the question being: "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 28
Nays 0

Those voting in the affirmative are,

Messrs. Allen,
Bangs,
Carter,
Crawford,
Daggett,
Early,
Eddy,
Edsall,
Flagg,
Fuller.

Messrs. Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Lanning,
McNulta,
Pierce,
Reddick,

Messrs. Richardson,
Solomon,
Starna,
Strevell,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

House bill, No. 681, for "An act to authorize the Secretary of State to sell or otherwise dispose of surplus books, printed laws, journals, legislative reports or other books,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 28
Nays 1

Those voting in the affirmative are,

Messrs. Allen,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,
Edsall,
Flagg,
Fuller,

Messrs. Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Lanning,
McNulta,
Pierce,
Reddick,

Messrs. Richardson,
Solomon,
Starna,
Strevell,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

Mr. Bangs voted in the negative.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

A message from the House of Representatives, by Mr. Hay:

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, viz:

Senate bill, No. 443, for "An act to amend an act entitled 'an act to provide for the ordinary and contingent expenses of the State government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly,' approved June 22, 1871."

House bill, No. 759, for "An act in regard to the rate of interest,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 29
Nays 0

Those voting in the affirmative are,

Messrs. Allen,
Bangs,
Boyd,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Lanning,
McNulta,
Pierce,

Messrs. Reddick,
Richardson,
Starne,
Strevell,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

House bill, No. 783, for "An act for the incorporation of bridge companies,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 27
Nays 0

Those voting in the affirmative are,

Messrs. Allen,
Bangs,
Boyd,
Carter,
Crawford,
Daggett,
Dore,
Early,
Eddy,

Messrs. Flagg,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Lanning,
McNulta,
Pierce,

Messrs. Reddick,
Richardson,
Starne,
Strevell,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

House bill, No. 819, for "An act to dispose of the docket books and papers and settle the unfinished business of the late recorder's court of the city of Sparta, in Randolph county, State of Illinois,"

Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas 28
Nays 0

Those voting in the affirmative are,

Messrs. Allen,
Bangs,
Boyd,
Carter,
Crawford,
Daggett,
Donahue,
Early,
Eddy,
Edsall,

Messrs. Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Lanning,
Pierce,

Messrs. Reddick,
Richardson,
Starne,
Strevell,
Voris,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of the Senate amendments to a bill of the following title, to-wit:

House bill, No. 676, for "An act in regard to forcible entry and detainer."

House bill, No. 761, for "An act to repeal an act entitled 'an act to provide for the permanent survey of lands,' approved March 25, 1869," was taken up, and,

On motion of Mr. Crawford,

Laid on the table.

Mr. Fuller, from the committee of conference on Senate bill, No. 205, for "An act to provide for the exercise of the right of eminent domain," made the following report :

Your joint committee of conference, to which was referred Senate amendments to the House substitute to Senate bill No. 205, entitled "A bill for an act to provide for the exercise of the right of eminent domain, have had the same under consideration, and report thereon as follows :

1. That the House recede from its non-concurrence in the Senate amendment to section 2 of said House substitute, but that the House concur therein, with the following amendment thereto, viz: Strike out of said Senate amendment to section 2 the words "damages or," where the same occurs in lines 7 and 19 thereof as the same are numbered in the printed copy. Also strike out of said section 2 the words "their conservators," in line 22 thereof.

2. That the House recede from its non-concurrence in the Senate amendment to section 5 of said House substitute, but concur with the following amendment thereto, viz: Strike out of said Senate amendment to said section 5 the words "damages or," in line 2 thereof, as printed.

3. That the House recede from its non-concurrence in the Senate amendment to section 6 of said substitute, but concur therein.

4. That the House adhere to its non-concurrence in the Senate amendment to section 7 of said House substitute, proposing to insert the words "and damages," in the first line. And that the House recede from its non-concurrence in the Senate amendment, striking out of said section 7 the words "or justice of the peace," but concur therein. And that section 7 of said House substitute be amended by striking out of line 1 thereof the word "assessment," and inserting in lieu thereof the word "ascertaining."

5. That the House adhere to its non-concurrence in the Senate amendment to section 8, proposing to insert the words "and damages," in the third line of said section.

6. That the House recede from its non-concurrence in the Senate amendment, proposing to insert the words "or damages," in line 4 of said section 8, with an amendment thereto, striking from the word "damages" the letter "s," and concur in said amendment as amended.

7. Also, that the House recede from its non-concurrence in the Senate amendment, striking out of said section 8 the words "or justice," in line 1, and concur in said amendment.

8. That the House recede from its non-concurrence in the Senate amendment to section 9, proposing to insert the words "or damaged," after the word "taken," in line 2 thereof, but concur therein.

9. That the House adhere to its non-concurrence in the Senate amendment proposing to insert the words "and damages," in line 5 of said section 9.

10. That the House recede from its non-concurrence in the Senate amendment to said section 9, inserting the word "or," and striking out the words "or justice," in line 4 thereof, but concur therein.

11. That the House recede from its non-concurrence in the Senate amendment adding the proviso to said section 9, but concur in such amendment, with the following amendment thereto, viz: Strike out of said proviso all after the word "affected," in line 7, to the word "shall," in line 8. Also, strike out of said proviso the words "or damages," in line 9; and also strike out all of said proviso after the word "case," in line 9, and that the House concur in said amendment so amended.

12. That the House recede from its non-concurrence in Senate amendment to section 10, striking out the words "or justice," and concur therein. But that the House adhere to its non-concurrence in the Senate amendment to insert the words "and damages," in line 3 of said section.

13. That the House recede from its non-concurrence in the Senate amendment striking out section 11, but concur therein.

14. That the House recede from its non-concurrence in the Senate amendment striking out of section 12 the words: "Not mentioned in the original petition and which will be," but concur in striking out said words, and amend by inserting the words: "And which will be taken or," in lieu of the words proposed to be inserted by the said Senate amendment.

15. That the House recede from its non-concurrence in the Senate amendment adding the words "and determined" to said section 12, and concur therein.

16. That the House adhere to its non-concurrence in the Senate amendment inserting sections numbered 13 and 14, in said Senate amendment.

17. That the House amend section 13 of the said House substitute by striking out of line 1 thereof the words: "Cases before justices on appeal shall lie to the circuit court, and in."

18. That the House adhere to its non-concurrence in the Senate amendment to section 14 of the House substitute proposing to insert the words "and damages," in lines 1, 4 and 5 thereof; and recede from its non concurrence in the addition to said section proposed by said Senate amendment, with the following amendment thereto, viz: Strike out of said amendment the words "or justice" in the 3d line thereof, and also strike out the words "justice of the peace," in line 5 of said amendment.

19. That the House recede from its non concurrence in the Senate amendment to strike out all before the words "the court," in line 1 of section 16 of the House substitute, but concur therein.

But that the House adhere to its non-concurrence in the Senate amendment proposing to strike out the word "judgment," in line 2, of said section 16, and insert in lieu thereof the word "order."

And that the said section 16 be amended as follows: Strike out of said section 16 all after the word "court," in line 3 thereof.

20. That the House recede from its non-concurrence in the Senate amendment striking out section 17 of the House substitute, but concur therein.

21. That the House adhere to its non-concurrence in the Senate amendments proposing to insert the 1st and 2d additional sections. But that the House recede from its non-concurrence in the Senate amendment proposing to insert the 3d additional section, containing the repealing clause, and concur therein with the following amendment to said 3d additional section, viz: Strike out of said section all after the word "repealed," in line 2 thereof, to the word "provided," in line 4 thereof.

22. That the House recede from its non-concurrence in the Senate proposing to amend by numbering the sections consecutively, but concur therein.

All of which is respectfully submitted.

A. C. FULLER,

Chairman on part of Senate.

W. E. NELSON,

Chairman on part of House.

The Senate concurred in the report of the committee of conference and the amendments therein contained, by the following vote: Yeas, 26; nays, 5:

Those voting in the affirmative are,

Messrs. Allen,
Bangs,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,

Messrs. Edsall,
Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
McNulta,
Pierce,
Reddick,

Messrs. Richardson,
Solomon,
Starnes,
Strevel,
Whiting,
Wilkinson,
Williams,
Woodard.

Those voting in the negative are,

Messrs. Alexander,
Boyd,

Messrs. Epler,
Jewett,

Mr. Voris.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of the following resolution, viz:

Resolved by the Senate, the House of Representatives concurring herein, That our Senators in Congress are instructed and our Representatives requested to use all honorable means to procure such a modification of the tariff as to permit lumber to be imported free from duty.

House bill, No. 827, for "An act to provide for the sale of unclaimed property by common carriers, warehousemen and innkeepers," Having been printed, was read at large a third time.

And the question being, "Shall this bill pass?"

It was decided in the affirmative, as follows: { Yeas.....31
Nays.....0

Those voting in the affirmative are,

Messrs. Alexander,

Allen,
Banga,
Bishop,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,
Eddy,

Messrs. Edsall,

Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,
Jewett,
Kerr,
Lanning,
McNulta,

Messrs. Pierce,

Reddick,
Richardson,
Solomon,
Starnes,
Strevell,
Whiting,
Wilkinson,
Williams,
Woodard.

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof.

House bill, No. 547, for "An act to repeal an act entitled 'an act to incorporate and to govern fire, marine and inland navigation insurance companies doing business in the State of Illinois,' and to establish a general law to incorporate and govern fire, marine and inland navigation insurance companies doing business in the State of Illinois," was taken up, and,

On motion of Mr. Early,

Laid on the table.

House bill, No. 230, for "An act to provide for the safety of persons and property at railroad crossings of highways," was taken up, and,

On motion of Mr. Fuller,

Laid on the table.

House bill, No. 616, was taken up, and,

On motion of Mr. Jewett,

Laid on the table.

A message from the House of Representatives by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit:

Senate bill, No. 325, for "An act making appropriations for the completion of the Northern Hospital and Asylum for the Insane, at Elgin, and for furnishing the chapel, main building and south wing thereof, and for repairing and erection of cottages for the reception of patients, and for other items," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the Senate.

House message on Senate bill, No. 325, for "An act making appropriations for the completion of the Northern Hospital and Asylum for the Insane, at Elgin, and for furnishing the chapel, main building and south wing thereof, and for repairing and erection of cottages for the reception of patients and for other items," was taken up,

The question being on concurring in the following amendments of House of Representatives to the bill:

Amend section 1 by striking out, in line 4, the sum of "seventy-two thousand five hundred dollars (\$72,500)." Strike out lines 5 and 6. Strike out, in lines 7 and 8, all but "for sewerage five thousand five hundred dollars (\$5,500)." Strike out lines 9 and 10. Strike out lines 11 and 12. Strike out line 15, thereby striking out all of said

appropriations, except the sum of twenty-seven thousand three hundred and thirty-two dollars and twenty-four cents (\$27,332 24).

The Senate concurred by the following vote: { Yeas..... 27
Nays 9

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Boyd,
Carter,
Crawford,
Daggett,
Donahue,
Dora,
Early,

Messrs. Eddy,
Edsall,
Flagg,
Fuller,
Hampton,
Holcomb,
Jewett,
Kerr,
Lanning,

Messrs. McNulta,
Pierce,
Reddick,
Solomon,
Starne,
Strevell,
Whiting,
Wilkinson.
Woodard.

Messrs. Bishop and Williams voted in the negative.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of the following title, to-wit:

Senate bill, No. 438, for "An act providing for the necessary revenue for State purposes," with an amendment.

In the adoption of which amendment I am instructed to ask the concurrence of the Senate.

House resolution received yesterday concerning "Prison Reform," was taken up and concurred in by the Senate.

Mr. Kerr, from the committee on elections, reported back Senate bill, No. 47, for "An act to repeal an act entitled 'an act for the registry of electors, and to prevent fraudulent voting,'" reported the same back and recommended it lie on the table.

The report of the committee was concurred in, and the bill Ordered to lie on the table.

On motion of Mr. Holcomb,

The rules were suspended and the following resolutions were unanimously adopted:

Resolved, That the Senators have abundant reason for thankfulness to the Hon. John Dougherty for his continued and uniform efficiency and impartiality in the discharge of his duties as President of the Senate, and that they appreciate and remember with kindness the eminent aid which his ability and dignity have rendered in the service of the State.

Resolved, That for the urbane and impartial manner, the correctness and promptness with which our worthy President, pro tempore, has discharged the duties of presiding officer of the Senate, in the absence of the President of the Senate, he is entitled to our most hearty thanks.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am instructed to inform the Senate that the House of Representatives has concurred in the adoption of the report of the committee of conference on Senate bill of the following title, to-wit:

Senate bill, No. 205, for "An act to provide for the exercise of the right of eminent domain."

House message on Senate bill, No. 438, for "An act providing for the necessary revenue for State purposes," was taken up.

The question being, "Will the Senate concur in the adoption of the following amendments of the House of Representatives to the bill?"

Strike out in line 10, section 1, the words "two million," and insert one million five hundred thousand."

The Senate concurred by the following vote : { Yeas.....33
Nays..... 0

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Bishop,
Boyd,
Carter,
Crawford,
Daggett,
Donahue,
Dore,
Early,

Messrs. Eddy,
Edsall,
Epler,
Flagg,
Fuller,
Hampton,
Holecomb,
Hunter,
Jewett,
Kerr,
Lanning,

Messrs. McNulta,
Pierce,
Reddick,
Solomon,
Starnes,
Strevell,
Voria,
Whiting,
Wilkinson,
Williams,
Woodard.

So the amendment was adopted.

Mr. Bangs, from the committee on fees and salaries, to which was referred Senate bill, No. 330, for "An act to reduce the fees of certain county officers, existing at the time of the adoption of the constitution of 1870, and to fix the fees and compensation of certain county officers named therein, who have been or may be elected under the provisions of said constitution, classifying the counties according to population and fixing a scale of fees in each class for the aforesaid officers, and to provide the mode of rendering their accounts," reported the same back, and recommended it lie on table.

The report of the committee was concurred in, and the bill Ordered to lie on the table.

Mr. Eddy, from the joint committee on enrolled bills, reports as having been properly enrolled Senate bills of the following titles, to-wit :

Senate bill, No. 229, for "An act to increase the jurisdiction of county courts."

Senate bill, No. 478, for "An act to repeal all laws in conflict with the act relative to fees and salaries, passed at the present session of this General Assembly, or relating to the fees or salaries of the officers named in said act, except as therein specified."

Senate bill, No. 436, for "An act making appropriations for expenses of the 27th General Assembly, and to provide for the ordinary and contingent expenses of the government, not already appropriated."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled :

House bill, No. 617, for "An act to prohibit the use of common jails by the authorities of cities and towns, as a calaboose or lock-up."

House bill, No. 831, for "An act to amend an act entitled 'an act to legalize assessments of property for State, county and town taxes of

the year 1870, and to provide for appeals from judgments for such taxes,' approved June 21, 1871."

House bill, No. 825, for "An act to fix the fees of township collectors in counties under township organization having a population not exceeding seventy thousand inhabitants, and to authorize the treasurer of such counties to settle with the township collectors in accordance with the fees herein fixed."

House bill, No. 705, for "An act to fix the times of holding courts in the fourth judicial circuit."

House bill, No. 710, for "An act to provide for the appointment, qualification and duties of notaries public, and certifying their official acts."

House bill, No. 734, for "An act to make appropriations to pay certain expenses of the State government for which no appropriation has heretofore been made."

House bill No. 59, for "An act to repeal an act entitled 'an act to amend an act to incorporate the St. Clair Savings and Insurance Company,' approved March 29, 1869."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 5th day of April, 1872, laid before the Governor for his approval, viz :

House bill, No. 617, for "An act to prohibit the use of common jails by the authorities of cities and towns as a calaboose or lock-up."

House bill, No. 831, for "An act to amend an act entitled 'an act to legalize assessments of property for State, county and town taxes of the year 1870, and to provide for appeals from judgments for such taxes,' approved June 21, 1871."

House bill, No. 825, for "An act to fix the fees of township collectors in counties under township organization having a population not exceeding seventy thousand inhabitants, and to authorize the treasurer of such counties to settle with the township collectors in accordance with the fees herein fixed."

House bill, No. 705, for "An act to fix the times of holding courts in the fourth judicial circuit."

House bill, No. 734, for "An act to make appropriations to pay certain expenses of the State government for which no appropriation has heretofore been made."

House bill, No. 710, for "An act to provide for the appointment, qualifications and duties of notaries public, and certifying their official acts."

House bill, No. 59, for "An act to repeal an act entitled 'an act to amend an act to incorporate the St. Clair Savings and Insurance Company,' approved March 29, 1869."

Mr. Eddy, from the joint committee on enrolled bills, reports as having laid before the Governor, on the 5th day of April, A. D. 1872, enrolled bills of the following titles, to-wit :

Senate bill, No. 220, for "An act to increase the jurisdiction of county courts."

Senate bill, No. 478, for "An act to repeal all laws in conflict with the act relative to fees and salaries, passed at the present session of this General Assembly, or relating to the fees or salaries of the officers named in said act, except as therein specified."

Senate bill, No. 436, for "An act making appropriations for expenses of the 27th General Assembly, and to provide for the ordinary and contingent expenses of the government not already appropriated."

Mr. Eddy, from the committee on judiciary, to which was referred House bill, No. 724, for "An act to provide the manner of attaching shares of stock, in insurance companies, under the attachment laws of this State," reported the same back, and recommended it lie on table.

The report of the committee was concurred in, and the bill
Ordered to lie on the table.

Mr. Alexander, from the committee on banks and banking, to which was referred Senate bill, No. 396, for "An act to authorize banks, loan and trust companies to change their corporate names," reported the same back, and recommended it lie on table.

The report of the committee was concurred in, and the bill
Ordered to lie on the table.

Mr. Jewett, from the committee on judiciary, to which was referred Senate bill, No. 442, for "An act to provide for the payment, by the county of Cook, of further compensation to the judges of the circuit and superior courts, and the State's attorney of said county, respectively," reported the same back, and recommended it lie on table.

The report of the committee was concurred in, and the bill
Ordered to lie on the table.

On motion of Mr. Eddy,

The rules were suspended and the following resolution was adopted :

Resolved, That the engrossing and enrolling clerk, and clerks of the enrolling and engrossing committee, be allowed five days extra time to close up the business of their department.

On motion of Mr. Alexander,

The rules were suspended and the following resolution was unanimously adopted :

Resolved, That the thanks of the Senate are due to the secretary and his assistants for the able, careful and faithful manner in which they have discharged their official duties.

A message from the House of Representatives, by Mr. Hay.

Mr. President : I am directed to inform the Senate that the House of Representatives has concurred with them in the passage of a bill of the following title, to-wit :

Senate bill, No. 374, for "An act to make an appropriation to construct and complete the Southern Insane Asylum, at Anna, and for furnishing the same," with an amendment thereto.

In the adoption of which amendment I am instructed to ask the concurrence of the Senate.

House message on Senate bill, No. 374, for "An act to make an appropriation to construct and complete the Southern Insane Asylum, at Anna, and for furnishing the same," was taken up.

The question being, "Will the Senate concur in the adoption of the following House amendments to the bill?"

Strike out all of section 1 from and including the word "provided" down to the end of the section, and inserting in lieu thereof the words "one hundred and forty-three thousand dollars."

Add to section 2, the following: "*And, provided*, that warrants shall not be issued by the Auditor under this act, for more than one hundred and fifty thousand dollars, prior to the first day of March, in the year of our Lord eighteen hundred and seventy-three.

The Senate concurred by the following vote: Yeas, 28; Nays, 0:

Those voting in the affirmative are,

Messrs. Alexander,
Allen,
Bangs,
Bishop,
Boyd,
Carter,
Crawford,
Daggett,
Donahue,
Dore,

Messrs. Early,
Eddy,
Edsall,
Epler,
Flagg,
Fuller,
Hampton,
Holcomb,
Hunter,

Messrs. Jewett,
Lanning,
McNulta,
Pierce,
Solomon,
Starnes,
Vorles,
Williams,
Woodard.

At 11:40 o'clock A. M., the Senate,

On motion of Mr. Holcomb,

Adjourned until 2:30 o'clock P. M.

TWO-THIRTY O'CLOCK P. M.

Senate met, pursuant to adjournment.

Mr. Eddy, from the joint committee on enrolled bills, reports having laid before the Governor, on the 21st day of March, 1872, enrolled bills of the following titles, to-wit:

Senate bill, No. 403, for "An act to provide for the copying of old or damaged public record books."

Senate bill, No. 275, for "An act to secure to all persons freedom in the selection of an occupation, profession or employment."

A message from the House of Representatives by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has adopted the following resolution, to-wit:

WHEREAS, the enactments of the 27th General Assembly have made great changes in our statute laws, and it is desirable that the public officers throughout the State be made acquainted therewith at the earliest moment; therefore be it

Resolved by the House of Representatives, the Senate concurring herein, That 500 copies of the laws of the 27th General Assembly be published in pamphlet form with paper covers, for immediate distribution, and that the Secretary of State be and is hereby directed to forward a copy of the same to the clerks of each of the circuit and county courts in this State, and one copy to each member of this Gen-

eral Assembly: *Provided* the same can be done within forty days after the adjournment of this General Assembly.

On motion of Mr. Flagg,

The above House resolution concerning the printing of laws, was taken up, and concurred in by the Senate.

Mr. Flagg entered a motion to reconsider the vote adopting the resolution.

A message from the House of Representatives by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of the following resolution, to-wit:

Resolved by the Senate, the House of Representatives concurring herein, That the Secretary of State is hereby authorized and directed to cause to be printed ten thousand copies of the road law passed by this General Assembly, for the use of the commissioners of highways, and that he distribute the same among the county clerks of the State, in proportion to the number of Congressional townships in each county.

A message from the House of Representatives, by Mr. Hay.

Mr. President: I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of the following resolution, to-wit:

Resolved by the Senate, the House of Representatives concurring herein, That the Superintendent of Public Instruction is hereby authorized to cause twenty thousand copies of the school law, with explanatory notes and index, to be printed for the use of school officers, and that the Secretary of State, under his direction, shall distribute the same.

Mr. Eddy, from the joint committee on enrolled bills, reports having laid before the Governor, on the 5th day of April, 1872, enrolled bills of the following titles, to-wit:

Senate bill, No. 443, for "An act to amend an act entitled 'an act to provide for the ordinary and contingent expenses of the State government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly,' approved June 22, 1871."

Senate bill, No. 108, for "An act for the relief Augustus Bauer, Asher Carter and William O. Deakman."

Senate bill, No. 255, for "An act to define the twentieth judicial circuit, and to fix the times of holding court therein."

Senate bill, No. 340, for "An act in regard to roads and bridges."

Mr. Eddy, from the joint committee on enrolled bills, reports as having been properly enrolled Senate bills of the following titles, to-wit:

Senate bill, No. 443, for "An act to amend an act entitled 'an act to provide for the ordinary and contingent expenses of the State government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly,' approved June 22, 1871."

Senate bill, No. 108, for "An act for the relief of Augustus Bauer, Asher Carter and William O. Deakman."

Senate bill, No. 255, for "An act to define the 20th judicial circuit, and to fix the time of holding court therein."

Senate bill, No. 340, for "An act in regard to roads and bridges."

At 3:18 o'clock P. M., the Senate,
On motion of Mr. Eddy,
Adjourned until Monday evening at 6 o'clock P. M.

MONDAY EVENING, APRIL 8, 1872.

Senate met, pursuant to adjournment.

Senator Starne in the chair.

The journal of Friday last was being read, when,

On motion of Mr. Flagg,

The further reading of the same was dispensed with.

On motion of Mr. Flagg,

The roll call was dispensed with.

Mr. Flagg withdrew the motion entered by him on Friday, to reconsider the vote by which the Senate concurred with the House of Representatives in the adoption of the resolution relative to the publication of the laws.

Mr. Eddy, from the committee on enrolled bills, reports as having been properly enrolled, Senate bills of the following titles, to-wit:

Senate bill, No. 360, for "An act giving county boards control of county convicts, and to provide workhouses for, and the employment of such convicts."

Senate bill, No. 438, for "An act providing for the necessary revenue for State purposes."

Senate bill, No. 263, for "An act to prevent fraudulent and corrupt practices in the making or accepting of official appointments and contracts by public officers."

Senate bill, No. 336, for "An act in regard to guardians and wards."

Senate bill, No. 178, for "An act to provide for the incorporation of cities and villages."

Senate bill, No. 205, for "An act to provide for the exercise of the right of eminent domain."

Senate bill, No. 98, for "An act concerning jurors."

Senate bill, No. 145, for "An act in regard to the descent of property."

Mr. Eddy, from the joint committee on enrolled bills, reports having laid before the Governor, on the 6th day of April, 1872, enrolled bills of the following titles, to-wit:

Senate bill, No. 360, for "An act giving county boards control of county convicts, and to provide workhouses for and the employment of such convicts."

Senate bill, No. 438, for "An act providing for the necessary revenue for State purposes."

Senate bill, No. 263, for "An act to prevent fraudulent and corrupt practices in the making or accepting of official appointments and contracts by public officers."

Senate bill, No. 336, for "An act in regard to guardians and wards."

Senate bill, No. 178, for "An act to provide for the incorporation of cities and villages."

Senate bill, No. 205, for "An act to provide for the exercise of the right of eminent domain."

Senate bill, No. 98, for "An act concerning jurors."

Senate bill, No. 145, for "An act in regard to the descent of property."

Mr. Eddy, from the joint committee on enrolled bills, reports as having been properly enrolled, Senate bills of the following titles, to-wit :

Senate bill, No. 361, for "An act to provide for the registration of drainage and levee bonds, and secure the payment of the same."

Senate bill, No. 346, for "An act to provide for the election of a recorder of deeds in counties having sixty thousand and more inhabitants."

Senate bill, No. 177, for "An act to amend chapter 30, of the Revised Statutes, entitled 'Criminal Jurisprudence,' so as to prevent misfeasance in office, and charging or receiving illegal fees, and in giving or offering to give, or receiving or offering to receive a bribe."

Senate bill, No. 374, for "An act to make appropriations to construct and complete the Southern Insane Asylum, at Anna, and for furnishing the same."

Senate bill, No. 325, for "An act making appropriations for the completion of the Northern Hospital and Asylum for the Insane, at Elgin, and for furnishing the chapel, main building, and south wing thereof, and for repairing and erection of cottages for the reception of patients, and for other items."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 5th day of April, 1872, laid before the Governor for his approval, viz :

House bill, No. 631, for "An act to authorize the Secretary of State to sell or otherwise dispose of surplus books, printed laws, journals, legislative reports, or other books."

House bill, No. 729, for "An act in regard to liens."

House bill, No. 827, for "An act to provide for the sale of unclaimed property by common carriers, warehousemen and others."

House bill, No. 819, for "An act to dispose of the dockets, books and papers, and settle the unfinished business of the late Recorder's Court of the city of Sparta, in Randolph county, State of Illinois."

House bill, No. 783, for "An act for the incorporation of bridge companies."

House bill, No. 730, for "An act concerning insolvent debtors."

Mr. Eddy, from the joint committee on engrossed and enrolled bills, reports as having been properly enrolled, House bills of the following title, to-wit :

House bill, No. 681, for "An act to authorize the Secretary of State to sell or otherwise dispose of surplus books, printed laws and journals, legislative reports, or other books."

House bill, No. 729, for "An act in regard to liens."

House bill, No. 827, for "An act to provide for the sale of unclaimed property by common carriers, warehousemen and innkeepers."

House bill, No. 819, for "An act to dispose of the dockets, books and papers, and settle the unfinished business of the late recorder's court of the city of Sparta, in Randolph county, Illinois."

House bill, No. 783, for "An act for the incorporation of bridge companies."

House bill, No. 730, for "An act concerning insolvent debtors."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, reports as having been properly enrolled, bills of the following titles, to-wit:

House bill, No. 829, for "An act to enable cities and villages to contract for a supply of water, and to levy and collect a tax to pay for water so supplied."

House bill No. 117, for "An act concerning corporations."

House bill, No. 676, for "An act in regard to forcible entry and detainer."

House bill, No. 798, for "An act to prevent injury to persons or property at railroad junctions or crossings."

House bill, No. 718, for "An act to provide for the inspection and sale of mineral oils and fluids, the product of petroleum, used for illuminating purposes."

House bill, No. 760, for "An act in regard to arbitrations and awards."

House bill, No. 747, for "An act to provide for and regulate the execution of the public printing."

House bill, No. 771, for "An act to remedy the evils consequent upon the destruction of any public records by fire or otherwise."

Mr. Eddy, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 6th day of April, 1872, laid before the Governor for his approval, viz:

House bill, No. 829, for "An act to enable cities and villages to contract for a supply of water, and to levy and collect a tax to pay for water so supplied."

House bill, No. 117, for "An act concerning corporations."

House bill, No. 676, for "An act in regard to forcible entry and detainer."

House bill, No. 798, for "An act to prevent injury to persons or property at railroad junctions or crossings."

House bill, No. 718, for "An act to provide for the inspection and sale of mineral oils and fluids, the product of petroleum, used for illuminating purposes."

House bill, No. 760, for "An act in regard to arbitrations and awards."

House bill, No. 747, for "An act to provide for and regulate the execution of the public printing."

House bill, No. 771, for "An act to remedy the evils consequent upon the destruction of any public records by fire or otherwise."

Mr. Eddy, from the committee on engrossed and enrolled bills, reports as having been properly enrolled, Senate bill of the following title, to-wit :

Senate bill, No. 253, for "An act to provide for annexing and excluding territory to and from cities, towns and villages, and to unite cities, towns and villages."

Mr. Eddy, from the joint committee on enrolled bills, reports as having laid before the Governor for approval, on the 6th day of April, A. D. 1872, a bill of the following title, viz :

Senate bill, No. 253, for "An act to provide for annexing and excluding territory to and from cities, towns and villages, and to unite cities, towns and villages."

Mr. Eddy, from the joint committee on enrolled bills, reports having laid before the Governor on the 5th day of April, 1872, enrolled bills of the following titles, to-wit :

Senate bill, No. 177, for "An act to amend chapter 30 of the Revised Statutes, entitled 'Criminal Jurisprudence,' so as to prevent misfeasance in office, or charging or receiving illegal fees, and in giving or offering to give, or receiving or offering to receive a bribe."

Senate bill, No. 316, for "An act to provide for the election of a recorder of deeds in counties having sixty thousand and more inhabitants."

Senate bill, No. 361, for "An act to provide for the registration of drainage and levee bonds, and secure the payment of the same."

Senate bill, No. 374, for "An act to make an appropriation to construct and complete the Southern Insane Asylum at Anna, and for furnishing the same."

Senate bill, No. 325, for "An act making appropriations for the completion of the Northern Hospital and Asylum for the Insane, at Elgin, and for furnishing the chapel, main building and south wing thereof, and for repairing and erection of cottages for the reception of patients and for other items."

A message from the House of Representatives, by Mr. Hay.

Mr. President : I am directed to inform the Senate that the House of Representatives has concurred with them in the adoption of the following resolution, to-wit :

Resolved by the Senate, the House of Representatives concurring herein, That the Secretary of State be and he is hereby instructed to fit up an office in the room lately occupied by the State Auditor, for the use of the board of railroad and warehouse commissioners.

A message from the Governor, by E. B. Harlan, Private Secretary:

Mr. President : I am directed by the Governor to inform the Senate that he has approved and signed bills of the following titles, to-wit :

Senate bill, No. 229, for "An act to increase the jurisdiction of county courts."

House bill, No. 718, for "An act to provide for the inspection and sale of mineral oils and fluids, the product of petroleum, used for illuminating purposes."

Senate bill, No. 177, for "An act to amend chapter 30 of the Revised Statutes, entitled 'Criminal Jurisprudence,' so as to prevent

misfeasance in office, and charging or receiving illegal fees, and in giving or offering to give, or receiving or offering to receive a bribe."

Senate bill, No. 325, for "An act making appropriations for the completion of the Northern Hospital and Asylum for the Insane, at Elgin, and for furnishing the chapel, main building and south wing thereof, and for repairing and erecting cottages for the reception of property, and for other items."

Senate bill, No. 361, for "An act to provide for the registration of drainage and levee bonds, and secure the payment of the same."

Senate bill, No. 255, for "An act to define the twentieth judicial circuit, and to fix the times of holding court therein."

Senate bill, No. 438, for "An act providing for the necessary revenue for State purposes."

Senate bill, No. 108, for "An act for the relief of Augustus Bauer, Asher Carter and William C. Deakman."

House bill, No. 798, for "An act to prevent injury to persons or property at railroad junctions or crossings."

House bill, No. 829, for "An act to enable cities and villages to contract for a supply of water, and to levy and collect a tax to pay for water so supplied."

House bill, No. 819, for "An act to dispose of the dockets, books and papers, and settle the unfinished business of the late Recorder's Court of the city of Sparta, in Randolph county, State of Illinois."

House bill, No. 681, for "An act to authorize the Secretary of State to sell or otherwise dispose of surplus books, printed laws, journals, legislative reports or other books."

Senate bill, No. 263, for "An act to prevent fraudulent and corrupt practices in the making or accepting of official appointments and contracts by public officers."

Senate bill, No. 300, for "An act giving the assent of the State of Illinois to the construction of bridges across the navigable rivers in this State, and upon the boundaries thereof."

House bill, No. 693, for "An act concerning masters in chancery."

House bill, No. 617, for "An act to prohibit the use of common jails by the authorities of cities and towns as a calaboose or lock up."

House bill, No. 734, for "An act to make appropriations to pay certain expenses of the State government for which no appropriation has heretofore been made."

House bill, No. 710, for "An act to provide for the appointment, qualification and duties of notaries public, and certifying their official acts."

House bill, No. 705, for "An act to fix the times of holding courts in the fourth judicial circuit."

Senate bill, No. 436, for "An act making appropriations for expenses of the 27th General Assembly and to provide for the ordinary and contingent expenses of the government, not already appropriated."

Senate bill, No. 229, for "An act to increase the jurisdiction of county courts."

The President appointed Mr. Flagg a committee of one to wait on the Governor and ascertain whether he had any communication to make to the Senate. The committee subsequently reported that the Governor had no communication to make this evening.

At 6:05 o'clock P. M.,

On motion of Mr. Flagg,

The Senate adjourned until 3 o'clock P. M., to-morrow.

TUESDAY, APRIL 9, 1872.

Senate met, pursuant to adjournment.

Hon. Alexander Starne in the chair.

The journal of yesterday was being read, when,

On motion of Mr. Flagg,

The further reading of the same was dispensed with.

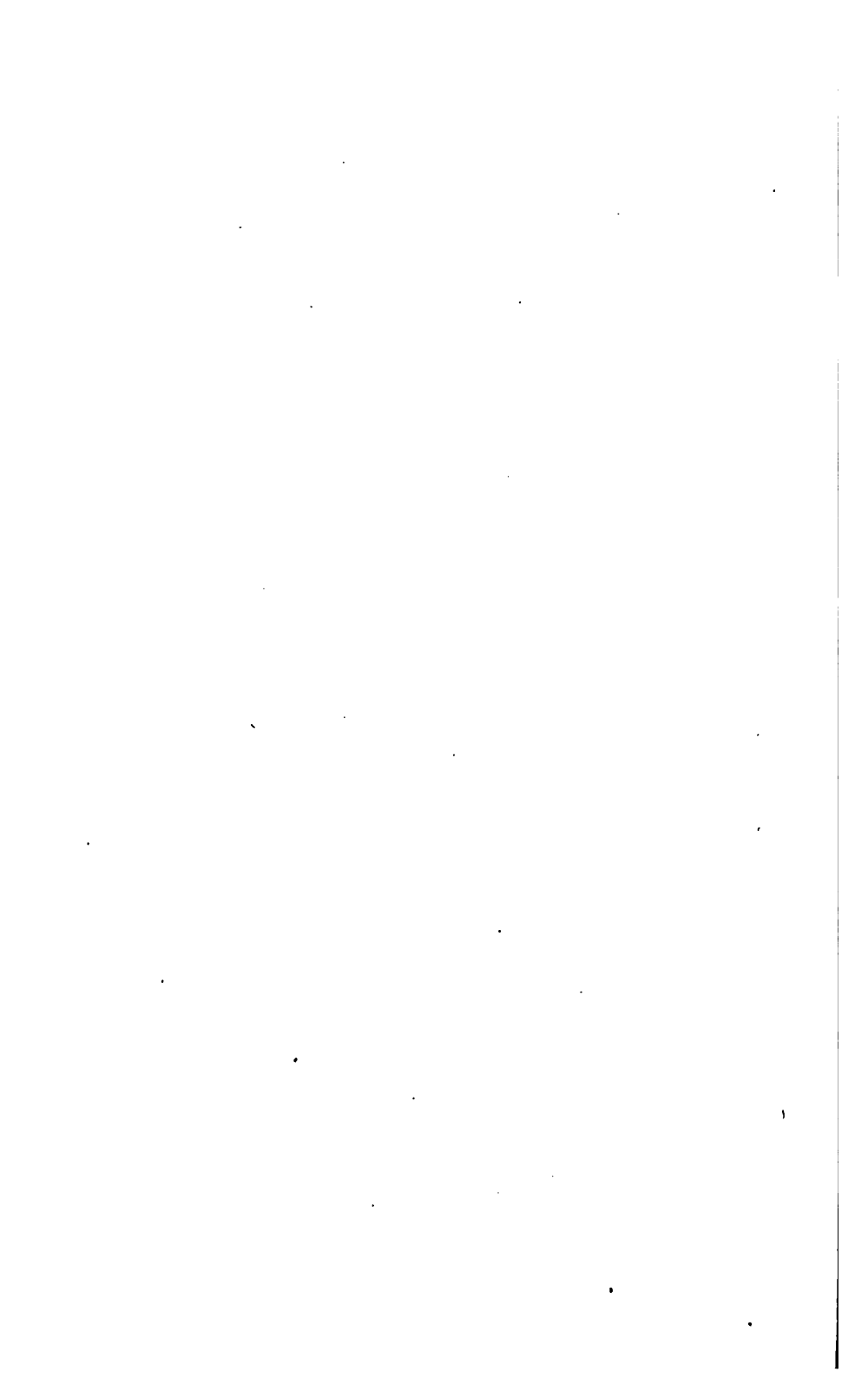
At 3:06 o'clock P. M.,

On motion of Mr. Flagg,

The Senate adjourned.

E. H. GRIGGS, *Sec'y.*

Z. S. SWAN,	} <i>Ass'ts.</i>
J. H. PADDOCK,	
H. L. BORIS,	



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